

# THE LEGISLATIVE COUNCIL OF THE GOVERNOR OF MADRAS.

Saturday, the 24th March 1934.

The House met at eleven of the clock, Mr. President (the Hon. Mr. B. RAMACHANDRA REDDI) in the Chair.

## PRESENT:

Usman Sahib Bahadur, K.C.I.E., The Hon. Khan Bahadur Sir Mahomed. Krishnan Nayar, Kt., The Hon. Diwan Bahadur Sir M.

Campbell, K.C.I.E., C.S.I., C.B.E., V.D., I.C.S., The Hon. Sir Archibald. Stokes, K.C.I.E., C.S.I., I.C.S., The Hon. Sir Hopetoun.

Raja of Bobbili, The Hon. the.

Rajan, The Hon. Mr. P. T.

Kumaraswami Reddiyar, The Hon. Diwan Bahadur S.

Abdul Hameed Khan Sahib Bahadur.

Ahmed Meeran Sahib Bahadur, A. M.

Alamelumangathayaramma, Mrs. K.

Annamalai Chettiyar, Mr. S. A. A.

Appadurai Pillai, Diwan Bahadur A.

Arasu, Mr. V. T.

Ari Gowder, Mr. H. B.

Basheer Ahmed Sayeed Sahib Bahadur.

Basu Dev, Mr. C.

Bayappa Reddi, Mr. P.

Bhanoji Rao, Mr. A. V.

Birley, Mr. F.

Devadasan, Mr. M.

Dharmalingam Pillai, Rao Sahib V.

Duraiswami Reddiyar, Mr. K. M.

Foulkes, Mr. R.

Gopalaswami Mudaliyar, Diwan Bahadur M.

Gopalaswami Ayyangar, Diwan Bahadur N.

Hood, I.C.S., Mr. H. M.

Indrayya, Mr. C.

Jagannatham, Mr. H. M.

Jayaram Nayudu, Rao Sahib C.

Kesavaramamurti Nayudu, Mr. K.

Kolanda Reddi, Rai Sahib C.

Koti Reddi, Mr. K.

Krishnayya Choudari, Mr. P. V.

Krishnamurti, Rao Bahadur D.

Krishnan, Mr. C.

Krishnaswami Ayyar, Diwan Bahadur Sir Alladi.

Kumararaja of Venkatagiri, The.

Ladden, Mr. W. W.

Lakshmana Reddi, Mr. G.

Langley, Mr. W. K. M.

Madanagopal Nayudu, Mr. R.

Maharaja of Venkatagiri, The.

Mapikkavelu Nayakar, Mr. M. A.

Metherell, Mr. J. K.

Moses, Mr. P. C.

Narasimhaswami, Rao Sahib D. V.

Natesa Mudaliyar, Rao Bahadur C.

Palat, Mr. R. M.

Pannirselvam, Rao Bahadur A. T.

Parthasarathi Ayyangar, Mr. C. R.

Patnaik Mahasayo, Sriman M. G.

Patro, Kt., Rao Bahadur Sir A. P.

Pattabhiramayya, Mr. K.

Pattagar of Palayakottai, The.

Peddiraju, Mr. P.

Pocker Sahib Bahadur, B.

Premayya, Mr. G. R.

Rajagopala Pillai, Mr. P. V.

Ramachandra Padayachi, Mr. P. K.

Ramakrishna Reddi, Mr. A.

Ramalingam Chettiyar, Rao Bahadur

T. A.

Ramamurti, Rao Sahib Pandit Ganala.

Raman Menon, Mr. K. P.

Ramaswami Ayyar, Mr. T. S.

Ramaswami Mudaliyar, Mr. V. M.

Ranganatha Mudaliyar, Mr. A.

Ranganatha Mudaliyar, Mr. G.

Ranganatha Mudaliyar, Mr. M. D. T.

Rangaswami Reddi, Mr. M. B.

Ratnasabhapati Mudaliyar, Diwan

Bahadur C. S.

Sahajanandam, Swami A. S.

Sami Venkatachalam Chetti, Mr.

Shetty, Mr. A. B.

Simhachalam Pantulu, Mr. G.

Singam Ayyangar, Mr. K.

Siva Raj, Rao Sahib N.

Smith, C.I.E., I.C.S., Mr. E. Conran.

Sreshta, Mr. M. S.

Srinivasa Ayyangar, Mr. T. C.

Srinivasan, Rao Bahadur R.

Sriramulu, Mr. G.

Subbarayan, Dr. P.

Subrahmanya Chetti, Rao Sahib P.

Subrahmanya Bhatt, Mr. U. C.

Sundara Rao Nayudu, Mr. T.

Syed Tajuddin Sahib Bahadur, Khan

Sahib.



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PRESENT—cont.

|                                     |                                        |
|-------------------------------------|----------------------------------------|
| Thangal, Mr. P. M.                  | Viswanatha Rao, Diwan Bahadur V. N.    |
| Thorne, C.I.E., I.C.S., Mr. J. A.   | Yahya Ali Sahib Bahadur, Khan Bahadur. |
| Vasudeva Pillai, Mr. V. G.          | Yakub Hasan Sahib Bahadur.             |
| Vedachala Mudaliyar, Mr. M.         | Zamindar of Kirlampudi, The.           |
| Venkatarama Ayyar, Mr. K. R.        | Zamindar of Mirzapuram, The.           |
| Venugopal Nayudu, Rao Bahadur R. K. |                                        |

## I.—QUESTIONS AND ANSWERS.

## STARRED QUESTIONS

## Education

*Measures taken by Government to ensure the admission of Adi-Dravida pupils into all schools maintained at public expense.*

\* 845 Q.—MR. A. B. SHETTY: Will the Hon. the Minister for Education and Excise be pleased to state—

(a) whether the Government have already issued or propose to issue orders to enforce admission of Adi-Dravida pupils in all schools maintained out of public funds;

(b) if the answer to clause (a) is in the affirmative, what the nature of such orders are;

(c) whether the District Educational Councils have been asked to deal with schools which refuse admission to Adi-Dravida pupils severely by refusing grants;

(d) whether the Government have issued instructions to the inspecting officers indicating the nature of the penalties to be imposed on schools that admit caste pupils who leave one school because Adi-Dravida pupils are admitted and seek admission in another school;

(e) whether they have under consideration any other proposals to promote the admission of Adi-Dravida pupils into all schools; and

(f) whether the Government will be pleased to place on the table of the House all the orders issued by Government on the subject of admission of Adi-Dravida pupils or at least give a gist of such orders giving the various steps taken to enforce their admission?

A.—(a) & (b) The Government have already issued orders in this matter. In regard to schools under local bodies, these bodies have been warned that subsidies now paid on behalf of schools situated in places inaccessible to depressed class children will be withdrawn, if, on investigation, it is found that such schools can be removed to accessible localities and that the local boards deliberately omit to take action in that direction. As regards schools under private management, provision has been made in the Grant-in-Aid Code and the rules framed under the Elementary Education Act, 1920, that grants shall be withdrawn from institutions which refuse admission to any pupil merely on the ground of the caste or community to which he belongs.

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(c) & (d) The Government have not issued any special instructions.

(e) Certain new proposals with this end in view are at the moment under the consideration of the Government.

(f) The hon. Member is referred to—

(i) the reviews of Government on the annual reports on the admission of pupils of the depressed classes into schools under public management not specially intended for them which have been placed at the disposal of the Press and in the Legislative Council Library;

(ii) Article 1 of the Grant-in-Aid Code and rule 9 of Chapter I of the rules framed under section 42 (2) of the Elementary Education Act, 1920.

Mr. A. B. SHETTY:—" May I know whether grants or subsidies have been withdrawn in the case of any school? "

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—" Yes, Sir."

Mr. A. B. SHETTY:—" May I ask what new proposals are under the consideration of the Government for promoting the admission of Adi-Dravida pupils in the schools? "

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—" I do not want to disclose them before the Government come to a decision on the matter."

*Proposal, if any, for holding a public examination at the end of the VIII standard and III Form.*

\* 846 Q.—Mr. A. B. SHETTY: Will the Hon. the Minister for Education and Excise be pleased to state whether the question of holding a public examination at the end of the VIII Standard and III Form has ever been considered?

A.—The question has been considered on various occasions.

Mr. A. B. SHETTY:—" The answer says that the question has been considered on various occasions. May I know what decision has been come to in the matter? "

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—" No such examination is necessary or called for."

Mr. V. M. RAMASWAMI MUDALIYAR:—" May I ask the reasons why the Government consider that such examination is necessary or unnecessary? "

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—" Notice, Sir."

Mr. P. V. KRISHNAYYA CHOUDARI:—" May I know whether the middle school system has been given up? "

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—" It is so."



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**Fisheries***Disposal of the nets and other equipment provided for the trawler  
" Lady Goschen."*

\* 847 Q.—MR. A. B. SHETTY: Will the Hon. the Minister for Education and Excise be pleased to state—

(a) whether all the nets and other equipment provided for the trawler the " Lady Goschen " have been disposed of; and

(b) whether the coble is being used for conducting experiments and, if so, with what results?

A.—(a) The trawler with the stores on board has been disposed of.

(b) Attention is invited to the Administration Report of the Department of Fisheries for 1931–32 and 1932–33, paragraphs 53 and 57, respectively.

*Nature of the experiment on fish manure conducted at the Tanur  
research station.*

\* 848 Q.—MR. A. B. SHETTY: Will the Hon. the Minister for Education and Excise be pleased to state what the nature of the experiment on fish manure is which is being conducted at Tanur?

A.—Experiments now in progress relate to the manufacture of manure and meal from a mixture of dry seaweed and raw fish. A trial was also made in the course of the year to find out the results of manuring coconuts with disintegrated seaweed.

**Medical Administration***Facilities for higher studies to provincial service medical men.*

\* 849 Q.—MR. A. B. SHETTY: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) what facilities for higher studies are now given to provincial service medical men; and

(b) whether any post-graduate training is given to them in Madras City hospitals?

A.—(a) The officers are now allowed to take only ordinary leave for purposes of higher studies.

(b) No regular post-graduate training is given by the Government. Such of the medical officers as are desirous of taking the post-graduate courses open in certain special subjects in the institutions in the Madras City during ordinary leave are allowed to do so.

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*Rate of subsistence allowance paid to House Surgeons.*

\* 850 Q.—MR. K. A. NACHIYAPPA GOUNDER: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) what the number is of paid House Surgeons and Honorary House Surgeons working in the General Hospital as well as in each of the other Government hospitals in Madras;

(b) what the rate of subsistence allowance paid was to the paid House Surgeons prior to 1931-32 and what it is now;

(c) whether any representations have been received from these House Surgeons to increase the rate of their subsistence allowance either by Government or by the Surgeon-General;

(d) if so, what orders have been passed in the matter; and

(e) whether a copy of the representation as well as the order passed on it will be placed on the table?

A.—(a) & (b) The information is furnished in the appended statement.<sup>a</sup>

(c) Yes.

(d) & (e) A copy<sup>a</sup> of the correspondence from the Surgeon-General on the subject and a copy<sup>a</sup> of the order passed thereon are placed on the table.

MR. V. M. RAMASWAMI MUDALIYAR:—“ In view of the nature of the work that the House Surgeons and House Physicians are expected to do, especially in the headquarters hospitals in the City, may I ask whether a reasonable attitude cannot be taken with regard to the allowance granted to them? ”

THE HON. THE RAJA OF BOBBILI:—“ These rates were fixed after careful examination; the Government feel that no case has been made out for any increase in their allowance.”

MR. V. M. RAMASWAMI MUDALIYAR:—“ May I know whether the Hon. the Chief Minister considers that Rs. 30 is sufficient for House Surgeons and House Physicians who spend most of their days in the hospital and whether it is a sufficient inducement for them to work? ”

THE HON. THE RAJA OF BOBBILI:—“ There is no scarcity of applications; the allowance is not intended to cover their expenses, nor is it intended as an adequate remuneration for their work.”

*Differential scale of pay between Indian and Anglo-Indian nurses.*

\* 851 Q.—MR. A. B. SHETTY: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) the number of Indian and Anglo-Indian nurses in the Government hospitals in Madras City; and

(b) the difference in the scale of pay between these two classes of nurses?

A.—(a) The Government have no information.

(b) There is no difference in the scale of pay of the two classes of nurses.



The seal of the Tamil Nadu Legislative Assembly is a circular emblem. It features a central temple gopuram (tower) with a flag on top. The words "TAMIL NADU LEGISLATIVE ASSEMBLY" are written in English around the top half of the circle, and "தமிழ்நாடு சட்டமன்றப் பேரவை" is written in Tamil around the bottom half. At the very bottom, the motto "TRUTH ALONE TRIUMPHS" is inscribed in English, and its Tamil equivalent "வாய்மையே வெல்லும்" is inscribed in Tamil.

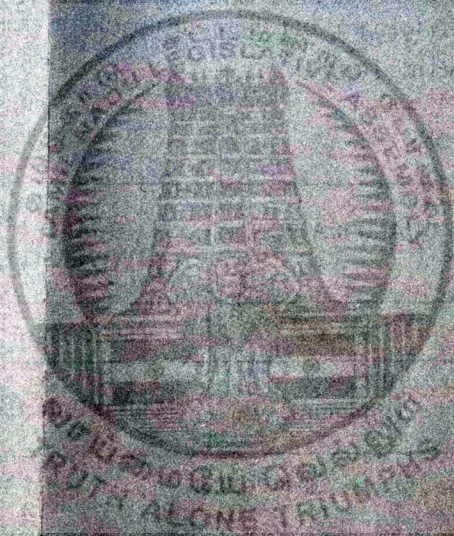
CORRIGENDUM.

*Proceedings of the Legislative Council of the Governor of Madras,  
dated Saturday the 24th March 1934.*

Vol. LXXI, No. 12.

Answer to Question No. 853, page 771, line 14, against “ (c) October  
1932 ” insert “ 35—10—0 ”.

R. V. KRISHNA AYYAR,  
*Secretary to the Legislative Council.*





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*Protest by Catholic Christians against the establishment of birth-control clinics.*

\* 852 Q.—MR. M. S. SRESHTA: Will the hon. the Minister for Local Self-Government be pleased to state—

(a) whether the Government have received a representation from the Catholic Association of South Kanara protesting against the establishment of birth-control clinics as subversive of morals, dangerous to the interests and welfare of the State, and opposed to religion;

(b) whether the Government are aware that throughout the province the Catholic community has strongly protested against the establishment of birth-control clinics, and that protest public meetings have been held at Madras, Mangalore and elsewhere;

(c) whether there is any truth in the paragraph which appeared in the *Madras Mail* on the 14th September 1933 that Government is considering the question of establishing birth-control clinics;

(d) whether the Surgeon-General has been asked to report on the matter;

(e) if so, whether he has made a report; and

(f) if so, whether the Government will be pleased to place it on the table?

A.—(a) Yes.

(b) Protests have been received from the following Associations and bodies:—

- (1) Catholic Association, South Kanara.
- (2) Tuticorin Diocesan Catholic Association.
- (3) The Madras Catholic Social Guild.
- (4) Catholic Indian Association, Kumbakonam Branch.
- (5) Public meeting of the Catholics of the City of Madras.
- (6) Catholic Old Boys' Association, St. Xavier's College, Palamcottah.
- (7) Catholics of Tanjore.
- (8) South Indian Catholics in Matale, Ceylon.
- (9) Nellore Diocesan Committee of the All-India Catholic League.

(c) Yes.

(d) Yes.

(e) Yes.

(f) The Government do not propose to place the report on the table at this stage.

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**Mr. M. S. SRESHTA:**—"Besides the Catholic Associations, may I know whether other associations such as the Kistna District Sanatanist Conference, the Andhra Provincial Women's Conference, the Municipal Corporation of Karachi and the Municipal Council of Tuticorin have passed resolutions against the introduction of birth-control clinics?"

**The Hon. the RAJA OF BOBBILI:**—"I cannot say I am aware of all these representations. I have just seen most of them in the newspapers."

**Mr. U. C. SUBRAHMANYA BHATT:**—"May I ask whether the Hon. Minister is aware that the majority of opinion is in favour of introduction of birth-control?"

**The Hon. the RAJA OF BOBBILI:**—"That is a question which cannot be answered by me. I am aware that there is strong opinion in the country in favour of birth-control."

**Mr. M. S. SRESHTA:**—"Will the Hon. Minister be pleased to state if he is aware that the French Government have issued a notification prohibiting birth-control methods and propaganda?"

**The Hon. the RAJA OF BOBBILI:**—"As far as I am aware, the French Government never officially recommended birth-control."

**Rao Bahadur A. T. PANNIRSELVAM:**—"May I know on what data the Government have come to the conclusion that there is considerable volume of opinion in favour of birth-control?"

**The Hon. the RAJA OF BOBBILI:**—"I am speaking from what I find in the newspapers. Opinion is divided; I have not stated that the majority of opinion is one way or the other."

**Mr. V. M. RAMASWAMI MUDALIYAR:**—"Is the Hon. the Chief Minister aware of the fact that the Conference of Clerics which was recently held at Lambeth was in favour of birth-control methods?"

**The Hon. the RAJA OF BOBBILI:**—"I have seen the report."

**Mr. M. S. SRESHTA:**—"May I ask if the Hon. the Chief Minister is aware that if there is a large volume of opinion in favour of birth-control, there is equally a large volume of opinion—if not larger—against it?"

**The Hon. the PRESIDENT:**—"The Hon. Member is giving information; he may put only supplementary questions."

**Mr. A. B. SHETTY:**—"May I know whether the All-India Women's Conference which met in 1932 and again in 1933, the All-India Social Conference and the All-India Medical Conference have passed resolutions urging the desirability of opening birth-control clinics in the State hospitals?"

**Mr. M. S. SRESHTA:**—"On a point of order, Sir. Is not the Hon. Member giving information?"



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Rao Bahadur A. T. PANNIRSELVAM:—"The question was given notice of in October 1933. Has the answer given to clause (c), reference to the date of the question or the date of the answer?"

The Hon. the RAJA OF BOBBILI:—"It has reference to the date of the question."

Mr. M. S. SRESHTA:—"May I know whether the Hon. the Chief Minister has arrived at any decision in the matter?"

The Hon. the RAJA OF BOBBILI:—"The matter is under consideration of the Government."

Mr. V. M. RAMASWAMI MUDALIYAR:—"May I ask whether the Hon. the Chief Minister has got on record the policy or opinion entertained in this regard by his predecessor in office?"

The Hon. the RAJA OF BOBBILI:—"Except his speeches made on the floor of the House, I have no other information."

Diwan Bahadur A. APPADURAI PILLAI:—"May I know if the Hon. Minister is aware that not only Catholics but also a large number of Protestant Christians are opposed to the introduction of birth-control clinics in the hospitals? Is the Hon. Minister aware that Bishop Waller . . ."

The Hon. the PRESIDENT:—"The Hon. Member may put a supplementary question but not give information."

Mr. G. LAKSHMANA REDDI:—"Is not self-control preferable to birth-control?"

### Land Revenue Administration.

*Prices of garden produce now and at the time of resettlement in Malabar.*

\* 853 Q.—Mr. A. B. SHETTY: Will the Hon. the Member for Revenue be pleased to state—

(a) what the average price of garden produce such as coconuts and pepper were at the time the resettlement rates of land revenue were introduced in the district of Malabar; and

(b) what the prices are for the same products now?

A.—(a) & (b) At the resettlement of the plains taluks of Malabar, as at the previous settlement, garden land was defined as land which contained 10 or more bearing coconut palms, or the equivalent in areca or jack trees, to an acre. Thus pepper is not charged for as a garden crop.

The resettlement rates were introduced in three taluks in 1931-32 and in one other taluk in 1932-33; they are being introduced in the remaining four plains taluks this fasli.

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The introduction of the rates is subject to increment remissions of two kinds, and also to the concessions granted last fasli and this fasli on account of low prices.

The prices of coconuts and pepper (a) at harvest of 1931-32, (b) at harvest of 1932-33, (c) in October 1932, (d) in October 1933, have been shown in the summary annexed to the answer given to question No. 630 on 5th February 1934. These prices for coconuts are—

|     |                    |     |     | Price per 1,000 |    |    |
|-----|--------------------|-----|-----|-----------------|----|----|
|     |                    |     |     | RS.             | A. | P. |
| (a) | Harvest of 1931-32 | ... | ... | 30              | 6  | 0  |
| (b) | Harvest of 1932-33 | ... | ... | 32              | 15 | 0  |
| (c) | October 1932       |     |     |                 |    |    |
| (d) | October 1933       | ... | ... | 18              | 10 | 0  |

The price reported for January 1934 is Rs. 19-05.

*Disabilities of the lessees of lanka lands in the Godavari.*

\* 854 Q.—MR. G. SRIRAMULU: Will the Hon. the Member for Revenue be pleased to state—

(a) whether there is a particular lease form of deed for 'A', 'B' and 'C' class lankas in the Godavari river;

(b) whether the lease form of deed will be placed on the table of this House;

(c) whether the lessee is permitted to cultivate any accretion to or abutting on the leased lands; if not, why he is not permitted to cultivate on condition of paying proportionate rent;

(d) whether it is a fact that some lankas are washed away by the floods; if so, whether the Government are remitting proportionate rent;

(e) whether there are any conservators of rivers;

(f) whether it is necessary for lanka ryots to get previous permission of the Conservator to raise cattle-sheds and storage-sheds on the lankas;

(g) whether it is a fact that the lanka ryots are not allowed to dig wells in lankas for cultivation purposes;

(h) whether the ryots will be provided with the necessary facilities;

(i) whether it is a fact that the rent is levied in two equal instalments in the months of March and April;

(j) whether the Government have received any representations to increase the number of instalments; if so, what the Government propose to do;



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(k) who the final appellate authority is over the decision of Conservator with regard to (i) compensation for any loss or damage sustained by the lessee and (ii) relinquishment of any part or whole of the demised premises; and

(l) whether a lanka ryot can lease out to sub-lessees; if not, why not?

A.—(a) There are two forms of lease-deed, one for 'A' class lankas and another for 'B' and 'C' class lankas.

(b) The forms are being obtained from the Collector and will be placed on the table of the House in due course.

(c) The lessee has no right to any accretion forming after the granting of the lease. The Government are not aware whether in practice cultivation of accretions on payment of proportionate rent is permitted.

(d) Yes.

(e) Yes.

(f) Yes.

(g) The Government are not aware that the fact is as stated.

(h) The Government do not understand what facilities are intended.

(i) Yes. On 10th March and 10th April of every year.

(j) The Government have ordered on the recommendation of the Collector of East Godavari that the rentals for the current fasli in that district may be collected in not more than four instalments in certain cases.

(k) The Collector as regards (i). As regards (ii) it would depend on the circumstances in which the relinquishment is made.

(l) Yes, with the written permission of the Collector.

Mr. G. SRIRAMULU:—"May I know whether the Government have received any representations from the ryots of West Godavari district?"

The Hon. Sir ARCHIBALD CAMPBELL:—"No, Sir."

### Public Service.

*Admissibility of acting allowances to lower division clerks officiating in the upper division.*

\* 855 Q.—Khan Bahadur MAHMUD SCHAMNAD SAHIB Bahadur: Will the Hon. the Member for Revenue be pleased to state—

(a) whether officiating allowances are given when clerks in the lower division act in the upper division vacancies in the Secretariat;

(b) whether this allowance is given in A class offices in the Madras City;

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- (c) if so, which they are; and  
(d) in which other departments of the Government this acting allowance is granted?

A.—(a) Clerks who are substantive in the lower division are not given officiating allowance when they officiate in the upper division in the Secretariat. The attention of the hon. Member is also invited to the answer to question No. 317 given on 3rd November 1933.

(b) & (c) No.

(d) Officiating promotion from the lower to the upper division posts of clerks as such has not been allowed in any department. Officiating promotion has however been allowed to certain posts such as head clerks or head accountants included in the upper division where the incumbents of such posts exercise definite duties of supervision and control over the work of other clerks.

Mr. V. M. RAMASWAMI MUDALIYAR:—“ May I ask whether, with regard to this identical question, the Government have promised to consider the question in view of the anomaly that was pointed out? ”

The Hon. Sir ARCHIBALD CAMPBELL:—“ No orders have been issued yet.”

### Administration of Justice

#### *Delay in filling vacancies in the Judicial Department.*

\* 856 Q.—Mr. MAHBOOB ALI BAIG: Will the Hon. the Law Member be pleased to state—

(a) how many permanent vacancies there are of District Judges, Subordinate Judges and District Munsifs up to date;

(b) for how long these permanent vacancies have been kept without being filled up;

(c) whether it is a fact that in other departments of the Government, permanent vacancies are filled up immediately; and

(d) what the special reasons are, if any, why in the Judicial Department permanent vacancies are not filled up for a considerably long time?

A.—(a), (b), (c) & (d) A statement<sup>a</sup> regarding District Judges and Subordinate Judges is laid on the table. Officiating arrangements have been made in the posts referred to in the list. The question of filling them up permanently has been engaging the attention of Government for some time past and orders will be issued shortly. Confirmation of District Munsifs vests in the High Court.



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Mr. M. DEVADASAN:—" May I know whether and when the Government are going to fill up the vacancies referred to in the list given in the appendix? "

The Hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—" The Government will fill up these vacancies permanently soon."

Mr. V. M. RAMASWAMI MUDALIYAR:—" May I know whether there is a proposal for direct recruitment for these posts from the Bar? "

The Hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—" No, Sir."

### Electricity

*Failure of the licensee of the Calicut Electric Installation to carry out the terms of the licence.*

\* 857 Q.—B. POCKER SAHIB Bahadur: Will the Hon. the Law Member be pleased to state—

(a) whether the Government granted licence to any one for installation of electricity in Calicut town, and, if so, when and to whom;

(b) what the conditions are under which the licence, if any, was granted and whether such conditions were fulfilled and whether such licensee has carried out the purpose of the licence;

(c) whether the Government had reason to know that the licensee is not in a position to carry out the purpose of the licence;

(d) whether the Municipal Council, Calicut, ever asked the Government to grant the licence to them for the installation of electricity in Calicut, and, if so, whether the Government refused to comply with the request, and why;

(e) whether the Government had approved of the proposal of the licensee to assign the licence to any third party and whether the request of the Municipal Council, Calicut, to grant the licence to them was before the Government when they approved of the proposal to transfer the licence;

(f) what the conditions are on which the proposed transfer of the licence was approved of by the Government and whether those conditions have been fulfilled and whether the transfer has been completed;

(g) if not, whether there is any time-limit for the fulfilment of such conditions and, if so, what the period is within which the conditions ought to be fulfilled; and

(h) if the transfer is not completed, whether the Government had considered the advisability of granting licence to the municipality?

A.—(a) Yes; in December 1927 to Mr. K. C. Menon of Calicut.

(b) The terms of the licence are published in Part I of the *Fort St. George Gazette*, dated the 20th December 1927. The licensee complied with the conditions of the licence in the first instance.

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(c) There have been complaints and reports to this effect against the licensee.

(d) The Council in January last asked that the existing licence should be revoked and that a fresh licence should be granted to itself. The request for a licence to the Council was not considered because the Government considered that at the time there was not sufficient justification for revoking the existing licence.

(e) Yes.

(f), (g) & (h) A copy <sup>a</sup> of the Government Order sanctioning the assignment is attached.

B. POCKER SAHIB Bahadur:—" May I know whether the Government will consider the request of the municipality to be granted licence, if the new company is not able to fulfil the conditions as they have undertaken to do?"

The Hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—" In the first place I am not prepared to answer a hypothetical question. In the second place I know that the company is fulfilling the conditions and obligations imposed upon it by the Government."

B. POCKER SAHIB Bahadur:—" May I know the reason why the Government refused to consider the request of the municipality, and whether the request of the municipality was before the Government at the time when they consented to the assignment of the licence from Mr. K. C. Menon to this new company?"

The Hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—" Because the Government did not think it necessary to revoke the licence when the municipality applied for it."

B. POCKER SAHIB Bahadur:—" Is it not a fact that Mr. K. C. Menon did not fulfil the conditions under which the licence was given and that the request of the municipality was before the Government then?"

The Hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—" The request of the municipality was before the Government. As I submitted on the floor of this House at the time of the general discussion on the Demand for Electricity, it was within the competence of the Government to revoke or not to revoke the licence, and the Government in their discretion thought that it would be extremely injurious to the public interests to revoke the licence."

B. POCKER SAHIB Bahadur:—" Why did not the Government think it necessary to revoke the licence given to Mr. K. C. Menon in view of the fact that he did not fulfil the conditions?"

The Hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—" As I said more than once, I say again that in the interests of the small and big consumers of electricity and the interests of the people who have invested money on the concern, the Government thought that it would be extremely undesirable to revoke the licence."



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B. POCKER SAHIB Bahadur:—"Is it in the interest of the people that the Government should prefer a private body to the municipality?"

The Hon. Diwan Bahadur Sir M. KRISHNAN NAYAR:—"My friend, who is a lawyer, ought to know what the provisions of the Electricity Act are. The municipality can get it only after the licence is revoked. And the Government have no right to compel the licensee to transfer the licence to the municipality."

(For further list of starred questions, please see page 777 infra.)

### UNSTARRED QUESTIONS.

#### Local Self-Government.

*Assessment of scavenging tax on the Madura Mills Company by the Tuticorin Municipal Council.*

588 Q.—MR. W. K. M. LANGLEY: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) whether the Local Self-Government Department issued G.O. Ms. No. 132, L. & M., dated 6th January 1934, asking the Municipal Council to reconsider its decision in the matter of the assessment of scavenging tax of the Tuticorin Municipal Council on the Madura Mills Company;

(b) whether notwithstanding this Government Order, the Municipal Council at its meeting on 9th February 1934, insisted on a continuance of the scavenging tax; and

(c) what further action the Government propose to take in the matter; and

(d) whether the Government propose to effect an amendment of the District Municipalities Act in order to render section 83 (4) mandatory?

A.—(a) Yes.

(b) The Manager, Madura Mills Company, Ltd., Tuticorin, brought the fact to the notice of the Government.

(c) The Government do not propose to take any further action in the matter.

(d) No.

#### Electricity.

*Purchase of posts and insulators for the Pykara Hydro-Electric Scheme.*

589 Q.—MR. M. B. RANGASWAMI REDDI: Will the Hon. the Law Member be pleased to state—

(a) the number of posts for the line purchased locally during the year 1933-34 for the Pykara Hydro-Electric Scheme;

(b) whether they are made of Indian materials or whether they are imported;

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(c) whether attempts have been made to get these locally or in any Indian manufacturing firms; and

(d) whether insulators made in India are now available?

A.—(a) About 2,400.

(b) All the poles are imported ones excepting about 145 which are second hand rails and presumably of Indian make.

(c) There is no Indian firm manufacturing suitable steel tubular poles.

(d) Only L.T. insulators of Indian make are available and these are being used.

## STARRED QUESTIONS

### Education

*Qualifications of the Lecturer in Kanarese, Ceded Districts College, Anantapur.*

\* 860 Q.—MR. U. C. SUBRAHMANYA BHATT: Will the Hon. the Minister for Education and Excise be pleased to state—

(a) whether it is a fact that no proper arrangements are made in the Ceded Districts College for tuition in Kanarese as main group or subsidiary group;

(b) what the qualifications are of the lecturer appointed to teach Kanarese translation in the said College;

(c) whether the mother-tongue of the said lecturer is Kanarese; and

(d) what action the Government have taken or propose to take in the matter?

A.—(a) This is not the case; adequate provision exists for teaching Kanarese under Part II of both the Intermediate and the B.A. courses.

(b) He is an M.A. of the Madras University, in Telugu and Kanarese.

(c) His mother-tongue is Telugu.

(d) No action is contemplated.

MR. U. C. SUBRAHMANYA BHATT:—"May I know if the lecturer is a graduate in Kanarese?"

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—"It is said in the answer that he is an M.A. in Telugu and Kanarese."

MR. U. C. SUBRAHMANYA BHATT:—"My question is whether he is B.A. in Kanarese? May I ask whether Kanarese was his principal language for his M.A.?"

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—"It appears that Telugu was his principal language."



[24th March 1934]

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The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—"It appears that Telugu was his principal language."



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Mr. U. C. SUBRAHMANYA BHATT:—"Will the Hon. Minister be pleased to state whether the Government have received any complaints as to his qualifications?"

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—"No, Sir; not as far as I am aware."

*Admission of Adi-Dravidas without previous teaching experience into training schools.*

\* 861 Q.—Mr. A. B. SHETTY: Will the Hon. the Minister for Education and Excise be pleased to state—

(a) whether the Director of Public Instruction has issued orders that only pupils who have had one year's previous experience as teachers should be admitted into training schools;

(b) whether previous to the date of passing the order, the Adi-Dravidas and other backward communities could secure admission even without previous service;

(c) whether the Commissioner of Labour was consulted before passing revised orders regulating the admission even of Adi-Dravida pupils;

(d) whether the Director of Public Instruction or the Government have received representations pointing out that it would be impossible for the Adi-Dravidas to satisfy the condition imposed; and

(e) if the answer to clause (d) is in the affirmative, what orders have been passed on those representations?

11-15  
a.m.

A.—(a) The Director issued proceedings to this effect in August last but in subsequent proceedings issued in December it was intimated that in the case of women, Muslims and the depressed classes, where sufficient candidates with one year teaching experience were not forthcoming, exemption could be made under the orders of the Director of Public Instruction.

(b) Yes, and they can now under the orders of the Director of Public Instruction.

(c) The Commissioner of Labour has not been consulted.

(d) & (e) The modified proceedings of December were passed as a result of certain representations which were made to the Director of Public Instruction.

Mr. P. V. KRISHNAYYA CHOUDARI:—"May I know if there is any restriction on the appointment of untrained men in the local boards' schools or in schools aided by the Government?"

The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR:—"There is."

Mr. P. V. KRISHNAYYA CHOUDARI:—"May I know how, even before they join the training school, the Government expect them to have one year's service as teachers?"

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The Hon. Diwan Bahadur S. KUMARASWAMI REDDIYAR :—“ There are a number of untrained men employed as teachers, and they can get the necessary training.”

*Amendment to rule 138 of the Madras Educational Rules.*

\* 862 Q.—Mr. A. B. SHETTY: Will the Hon. the Minister for Education and Excise be pleased to state—

(a) whether it is a fact that the Director of Public Instruction has given retrospective effect to the amendment to rule 138 of the Madras Educational Rules;

(b) whether it is a fact that a large number of applications pending in the office of the Commissioner of Examinations have been returned to the candidates asking them to appear for the examination as per amended rule though they had completed the literary course and obtained the certificate of the Deputy Inspector of Schools; and

(c) whether representations have been received protesting against the decision of the Director of Public Instruction for giving retrospective effect to the amended rule and if so, what the orders of Government have been on such representations?

A.—(a) All applications for conversion of lower elementary trained certificates into those of the higher elementary grade which had not been disposed of before the date (4th September 1933) of the Government Order amending rule 138 have been treated as coming under the amended rule.

(b) Eighty-four applications received prior to 4th September, the date on which the rule was amended, were returned.

(c) Yes; the Government have declined to interfere.

*Refusal of admission to students of the Presidency College into the Victoria Hostel.*

\* 863 Q.—Mr. K. A. NACHIYAPPA GOUNDER: Will the Hon. the Minister for Education and Excise be pleased to state—

(a) what the strength has been of the Victoria Hostel, Madras, in each year since 1925-26;

(b) what the strength is in the current year;

(c) whether it is a fact that the students, especially first and third year students of the Presidency College, Madras, are refused admission;

(d) if so, what it is due to;

(e) whether the Presidency College has got a separate hostel called Presidency College Hostel;

(f) what the strength is of that hostel in each year since 1925-26;



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(g) whether it is situated in the Government building or rented building; and

(h) if in rented building, what the rent paid to it is?

A.—(a) to (d) The Government have no information.

(e) Yes.

(f) The following are the figures:—

|         |     |     |    |         |     |     |    |
|---------|-----|-----|----|---------|-----|-----|----|
| 1925-26 | ... | ... | 49 | 1930-31 | ... | ... | 42 |
| 1926-27 | ... | ... | 58 | 1931-32 | ... | ... | 33 |
| 1927-28 | ... | ... | 52 | 1932-33 | ... | ... | 42 |
| 1928-29 | ... | ... | 53 | 1933-34 | ... | ... | 40 |
| 1929-30 | ... | ... | 42 |         |     |     |    |

(g) The hostel is located in a rented building.

(h) Rs. 280 a month.

### Co-operation

*Measures to ensure publicity of the rules framed under the Madras Co-operative Societies Act.*

\* 864 Q.—Mr. V. G. VASUDEVA PILLAI:—Will the Hon. the Minister for Public Works be pleased to state—

(a) what action has been taken to broadcast the information contained in the rules framed under the Madras Co-operative Societies Act published in *Fort St. George Gazette*, dated 1st August 1933, to the various societies;

(b) how many co-operative societies in the City and how many in the other districts of this Province have been instructed by the Registrar of Co-operative Societies to remove members from the rolls of the societies and when;

(c) whether it is a fact that a circular has been issued by him that the maximum borrowing power of an individual depressed class member of a primary co-operative society should be limited to Rs. 500 and in the case of mortgage of property to a limit of Rs. 1,000 per individual; and

(d) what provision has he made in the case of an individual requiring more than Rs. 1,000 on the mortgage of property?

A.—(a) Under section 19 of the Act, every society should keep a copy of the Act and rules at its registered address and all Central Banks, Federations and Unions have been informed that they may purchase copies of the rules from the Superintendent, Government Press.

(b) The hon. Member has presumably in mind the question of removal from membership of persons who are members of two credit societies with reference to rule XX of the rules issued under the new Act. The provisions of this rule have long been embodied in the by-laws of a very large

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number of credit societies. After the issue of the rules under the new Act, the attention of the Deputy and Sub-Deputy Registrars was drawn to the rule so that they might advise all credit societies in the Presidency to take action accordingly. When instances were brought to his notice recently that this rule was not being strictly followed, the Registrar has again asked his officers to take prompt action in cases of violation of the rule. The Government have no information as to how many societies are affected by the rule.

(c) No. The maximum limit is ordinarily Rs. 250 but the Registrar has agreed to the individual borrowing power in the depressed class societies in Madras City being fixed at a figure not exceeding Rs. 500 and he has also permitted, as a tentative measure, the introduction of special by-laws in three or four societies to enable the societies, if they so desire, to give loans to their members for the purchase of house-sites up to a maximum of Rs. 1,000 in deserving cases.

(d) If there is a demand for loans exceeding Rs. 1,000 for the purchase of house-sites, it is open to the society concerned, with reference to the repaying capacity of its members and subject to the willingness of the financing bank to lend the requisite funds, to suggest amendments to its by-laws for the approval of the Registrar.

Mr. V. M. RAMASWAMI MUDALIYAR:—"With reference to clause (b) of the question, is it not a fact, Sir, that the Registrar took action only a week or two ago?"

The Hon. Mr. P. T. RAJAN:—"No, Sir."

Mr. V. G. VASUDEVA PILLAI:—"May I know, with reference to the answer to clause (c), why the borrowing power has been limited to Rs. 250 in the case of the Depressed Class societies?"

The Hon. Mr. P. T. RAJAN:—"Ordinarily it is only Rs. 250 but they can lend up to Rs. 500."

Mr. V. M. RAMASWAMI MUDALIYAR:—"Is it not a fact that certain hon. Members of this House have made representations to the Hon. Minister with regard to the staying of proceedings against three prominent co-operators of the City in this matter?"

The Hon. Mr. P. T. RAJAN:—"Reference was made to me and the matter is being considered."

Mr. V. M. RAMASWAMI MUDALIYAR:—"May I ask, Sir, whether the Hon. the Minister is aware of the fact that under rule 20, under which presumably action has been taken, it is open to the Registrar or the Government to grant exemptions to prominent co-operators so that they may be members of more than one society?"



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The Hon. Mr. P. T. RAJAN:—"Such exemptions are given; but they are generally done only in the case of thrift societies, and not in the case of ordinary co-operative credit societies."

Rao Bahadur C. NATESA MUDALIYAR:—"May I know whether the Government are aware that this rule is acting prejudicially to the interests of the co-operative societies?"

The Hon. Mr. P. T. RAJAN:—"I do not think so."

Mr. V. M. RAMASWAMI MUDALIYAR:—"May I ask the Hon. the Minister whether he will make investigations into the facts contained in the memorial presented to him, and whether until that time, he will stay further proceedings, which will prejudicially affect prominent co-operators of the city?"

The Hon. Mr. P. T. RAJAN:—"I have already told the hon. Member that the matter is receiving the consideration of the Government."

Rao Bahadur C. NATESA MUDALIYAR:—"May I know, Sir, why this rule exists at all?"

The Hon. Mr. P. T. RAJAN:—"In the interests of the societies, Sir."

Mr. V. M. RAMASWAMI MUDALIYAR:—"May I ask whether the intention of the rule is that the co-operators should not borrow from more than one society at the same time, and where no such condition exists, is there any necessity for a strict application of this rule?"

The Hon. Mr. P. T. RAJAN:—"As the hon. Member pointed out, it is with a view to prevent people from borrowing from more than one society; but the Government cannot take into account the cases of individuals. That is why the rule has been in force."

### Local Self-Government

*Disciplinary action taken by Government for alleged irregularity in the conduct of elections to the Chingleput District Board in 1932.*

\* 865 Q.—Mr. A. RANGANATHA MUDALIYAR: Will the Hon. the Minister for Local Self-Government be pleased to state the action taken by the Government to trace the missing bundles of counterfoils or punish the officer or officers responsible for the loss of the counterfoils in connexion with the election held in 1932 to the District Board of Chingleput?

A.—The hon. Member's attention is invited to the answer to question No. 830.

*Sanction accorded by Government for certain appointments and confirmations on the establishment of the Salem District Board.*

\* 866 Q.—Mr. K. A. NACHIYAPPA GOUNDER: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) whether it is a fact that the Government have recently passed orders directing the presidents of district boards not to fill up the vacancies in their establishments either by permanent or by acting appointments;

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- (b) whether a copy of the order will be placed on the table;
- (c) whether the President, Salem District Board, applied for the approval and sanction of any appointments and confirmations made by him since the date of the Government Order referred to in clause (a);
- (d) whether the Government have accorded their approval and sanction for such appointments and confirmations;
- (e) if so, what the reasons are for giving such sanction; and
- (f) whether the copies of the letter or letters of the president, pleading for approval and the orders of Government in each case will be placed on the table?

A.—(a) Yes.

(b) A copy<sup>a</sup> of G.O. No. 692, L. & M., dated the 9th February 1934, referred to is placed on the table.

(c) Yes; in regard to the confirmation of three clerks, one peon and two lascars.

(d) & (e) The Government accorded their approval to the President, District Board's action as the confirmation of the employees ordered by him was before the receipt of the Government Order in the office of the district board.

(f) The Government see no need to place the papers on the table.

Mr. P. V. KRISHNAYYA CHAUDARI:—"May I know what made the Government give their approval to the confirmation of those persons when there were so many taluk board employees waiting to be appointed to the service?"

The Hon. the RAJA OF BOBBILI:—"If the hon. Member reads the printed answer, he will find that the confirmation was before the receipt of the Government Order in the office of the district board."

*Grants for works undertaken by the Panchayats.*

\* 867 Q.—Mr. A. B. SHETTY: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) the basis on which grants for works undertaken by the panchayats are given by the Government;

(b) whether labour contributed by the villagers is taken into account and treated as part of the contribution made by the panchayats;

(c) whether the Engineering staff of the District Board is required to prepare estimates, supervise the work of construction, checkmeasure and prepare the final bills in respect of all works undertaken by the panchayats; and

(d) whether there is a proposal to employ special Engineering staff to carry out the works of the panchayats?



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A.—(a) The attention of the hon. Member is invited to the answer given to clause (b) of question No. 800 at the meeting of the Legislative Council held on the 25th March 1933.

(b) Yes, except in the case of grants sanctioned for pre-union areas disbursed through district boards.

(c) Yes.

(d) No.

### Medical Administration

*Selection of Indian States' subjects as paid House-Surgeons.*

\* 868 Q.—Mr. A. B. SHETTY: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) the number of Madrasis and of Indian States' subjects among the recent applicants for admission into the paid panel of House-Surgeons and Physicians and among the persons selected last month; and

(b) the reasons for selecting some persons coming from the States?

A.—(a) The information is given below:—

|                                                                |    |
|----------------------------------------------------------------|----|
| Total number of candidates who applied for selection           | 27 |
| Number of Indian State subjects                                | 8  |
| Total number selected for paid appointments by the Board       | 14 |
| Number of Indian State subjects selected for paid appointments | 4  |

Out of the 8 Indian State subjects 6 including the 4 selected for the paid appointments have produced certificates of naturalization under section 3 (1) of the Indian Naturalization Act, 1926.

(b) The candidates selected for the paid appointments are in the opinion of the Board the most suitable among the applicants taking into consideration the academic record, character and qualifications of the applicants. Certain State subjects were selected for the paid appointments in preference to Madrasis for the reasons stated above.

Mr. A. B. SHETTY:—"May I know how many years' residence entitles the Indian States subjects to produce certificates of naturalization?"

The Hon. the RAJA OF BOBBILI:—"Previously it was five years; now it is ten years."

Mr. A. B. SHETTY:—"May I know whether the Minister is aware that there is a strong feeling among Madras students that this concession should not be extended to the subjects of Indian States when there is a sufficient number of suitable candidates available in our province itself?"

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The Hon. the RAJA OF BOBBILI:—"It was never extended to the Indian States subjects. When once the naturalization certificates are produced, there cannot be any discrimination in the matter of recruitment as between the Madras and the ex-Indian States subjects."

*Qualifications of the Professor of Bacteriology, Medical College, Madras.*

\* 869 Q.—MR. K. A. NACHIYAPPA GOUNDER: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) what the qualifications are of the Professor of Bacteriology in the Medical College, Madras;

(b) whether he possessed these qualifications at the time of his appointment;

(c) whether it was a condition of his appointment that he should get a higher qualification before he is confirmed;

(d) for what reasons he was confirmed without his so doing;

(e) whether there was no other person among the service men with the necessary higher qualifications;

(f) if so, why this man was preferred;

(g) whether he is allowed general practice; and

(h) whether he is having practice; if so, what action the Government have taken?

A.—The Government have no information. It will be called for.

*Proposal for the supply of pasteurized milk to the City hospitals.*

\* 870 Q.—MR. M. A. MANICKAVELU NAYAKAR: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) whether the milk supplied to the City hospitals is pasteurized milk; and

(b) if not, whether there is any proposal to introduce the supply of pasteurized milk?

A.—(a) No.

(b) A proposal was made by the Registrar of Co-operative Societies; but it could not be proceeded with for want of full details as to the exact process to be adopted in pasteurizing milk.

### Religious and Charitable Endowments

*Constitution of Advisory Boards in place of Temple Committees.*

\* 871 Q.—MR. T. NARASA REDDI: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) in how many districts have Advisory Boards been set up to function in place of the Temple Committees;



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(b) whether these Advisory Boards are consulted on matters relating to the administration of temples, and the appointments of trustees to the temples;

(c) whether it is a fact that the Commissioner in charge of Cuddapah district has been making appointments of trustees without consulting the Advisory Board;

(d) whether it is a fact that lands belonging to the temples have been alienated to private people in Cuddapah district;

(e) whether it is a fact that on account of alienations of these lands, the temples are not being looked after properly;

(f) whether it is a fact that lands of temples of Chinnakomerla of Jammalamadugu taluk, Cuddapah district, and Chinna Pampala village of the above taluk have been alienated in favour of private parties;

(g) what action the Commissioner is taking in all these alienations;

(h) how many trustees are in existence for the temple at Ontimitta (Cuddapah district);

(i) what the value is of jewels of the temple at Ontimitta, and whether all these jewels are now in the possession of the trustees; and

(j) what necessitated the appointment of more than one trustee to the above temple?

A.—(a) & (b) Advisory Committees have been constituted by the Hindu Religious Endowments Board in eighteen districts. These Committees are generally consulted as regards the appointment of trustees to temples.

(c) Yes.

(d) & (e) Alienations of lands have taken place in the case of a large number of temples; it cannot however be said that in all these cases the temples are not properly looked after.

(f) The answer is in the affirmative so far as the inams at Chinnakomerla endowed to Sri Chennakesavaswami temple at Peddakomerla are concerned. Information is not available as regards the inams of the temples in Chinna Pampala village.

(g) In the case of the inams endowed to Sri Chennakesavaswami temple mentioned above and the temples in Chinnapasupula village, trustees have been appointed by the board to get the alienations set aside.

(h) & (j) The mismanagement of the temple of Sri Kothandaramaswami at Ontimitta by the sole trustee necessitated the appointment of two additional trustees. The term of the former having expired and one of the additional trustees having been subsequently removed, there is only one trustee at present.

(i) As far as information is available, there are no jewels for the temple.

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Mr. V. M. RAMASWAMI MUDALIYAR:—" May I know whether it is the intention of the Hon. Minister to continue these advisory committees on a permanent basis? Or is it his intention to have temple committees elected as soon as possible, as provided for in the Act? "

The Hon. the RAJA OF BOBBILI:—" A measure to amend the Hindu Religious Endowments Act to enable the Government to reconstitute these committees is now under consideration."

Mr. V. M. RAMASWAMI MUDALIYAR:—" May I know whether the Minister is aware that the temples are more likely to be mismanaged by these advisory committees? "

The Hon. the RAJA OF BOBBILI:—" If any specific cases are brought to my notice, I shall look into them, Sir."

### Commerce

*Protest against the removal of export duty on raw hides.*

\* 872 Q.—B. POCKER SAHIB Bahadur: Will the Hon. the Member for Finance be pleased to state—

(a) whether the Government have received any memorial from the Southern India Chamber of Commerce, Madras Chamber of Commerce and the Southern India Skin and Hide Merchants' Association or from any of them protesting against the removal of the export duty on raw hides, and if so, whether the Government have forwarded the same to the Government of India;

(b) whether the Government are aware that the Madras Presidency is the biggest tanning centre in the whole of India and that tanning is the premier industry of the Madras Presidency; and

(c) whether the Government will be prepared to press the Government of India for a reconsideration of their present decision with regard to the removal of the export duty on raw hides?

A.—(a) The Government have just received a memorial.

(b) Yes.

(c) The request will be considered.

B. POCKER SAHIB Bahadur:—" May I know whether the export duty that was introduced was not intended for the protection of the tanning industry in hides? "

The Hon. Sir HOPETOUN STOKES:—" I understand that it was so."

Mr. F. BIRLEY:—" May I ask whether the Hon. the Finance Member is himself convinced that the removal of the export duty on raw hides is detrimental to the interests of this Presidency? "

The Hon. Sir HOPETOUN STOKES:—" So far as I can judge, it will be so."

Mr. F. BIRLEY:—" Has the Hon. the Finance Member appreciated the lack of consistency in the Government of India's action in removing a revenue-producing duty in the present financial conditions? "



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The Hon. Sir HOPETOUN STOKES:—"I should not be prepared to criticize the action of the Government of India (Laughter)."

Mr. F. BIRLEY:—"Is the Hon. the Finance Member aware of any reason why the tanning industry should be deprived of this tariff protection when practically all other Indian industries continue to enjoy such protection?"

The Hon. Sir HOPETOUN STOKES:—"That is a question which should be addressed to the authorities governing the policy in this matter."

### Depressed Classes

*Ameliorative work for the Depressed Classes and the revival of the office of the Commissioner of Labour.*

\* 873 Q.—Mr. A. B. SHETTY: Will the Hon. the Home Member be pleased to state—

(a) the districts in which the Labour Department is working with a special staff;

(b) what arrangements have been made for the amelioration of the condition of the depressed classes in places where there are no special District Labour Officers;

(c) what amounts have been allotted for the different items of ameliorative work in different districts in the Presidency, especially to districts where special labour staff does not exist;

(d) whether the Government have under consideration the question of restoring the special labour staff in districts from which it was withdrawn; and

(e) whether it is proposed to revive the office of the Commissioner of Labour?

A.—(a) The districts in which the Labour Department is working with a special staff are—

- (1) Tanjore, (2) East Godavari, (3) West Godavari, (4) Kistna, (5) Guntur, (6) Bellary, (7) Anantapur, (8) Nellore, (9) Chingleput, (10) North Arcot, (11) South Arcot, (12) Trichinopoly, (13) South Kanara, (14) Malabar, (15) Salem and (16) Madras.

(b) In the areas (districts and taluks) in which the Labour staff is not working, the Revenue Department undertakes construction of wells, acquisition of house-sites, etc., in deserving cases, obtaining the necessary funds in each case from the Commissioner of Labour. In the district of Salem there is no District Labour Officer but the special work is in charge of the Inspecting Tahsildar who does it in addition to his own duties. He has under him one clerk and one peon for labour work. In Madras the work of the District Labour Officer has been entrusted to the Personal Assistant to the Commissioner of Labour and he has a Deputy Surveyor working under him.

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(c) The amounts allotted during 1933-34 for the different items of work in the various districts will be found in the statement<sup>a</sup> annexed. No individual allotments are given to the districts in which there is no special staff. A sum is reserved for such districts.

(d) No.

(e) The proposal to revive the post is under consideration.

Mr. C. BASU DEV :—“ May I know whether in regard to the answer to clause (e), the Government have come to any decision in the matter? ”

The Hon. Sir MAHOMED USMAN :—“ I am very glad to announce that the Government have come to a decision to revive the office of the Commissioner of Labour.”

Mr. M. DEVADASAN :—“ May I know, Sir, whether the Government are going to adopt the same procedure in the Tinnevely and other districts as they have adopted in the Salem district where the Inspecting Tahsildar has been asked to do the work of the District Labour Officer? ”

The Hon. Sir MAHOMED USMAN :—“ Notice of the question, Sir.”

*Religious and Charitable Endowments, loan of the services of a Government servant as Secretary to the Hindu Religious Endowments Board.*

\* 874 Q.—Subadar-Major S. A. NANJAPPA Bahadur: Will the Hon. the Minister for Local Self-Government be pleased to state—

(a) whether it is a fact that the services of a Superintendent of the Legislative Council office were lent to the Madras Hindu Religious Endowments Board to fill up the post of its Secretary for three years only in 1925 April; and whether extension of three years and a further extension of another five years was given by the Government;

(b) if the answer to clause (a) is in the affirmative, the reasons and the necessity for such long extensions;

(c) whether it is a fact that the pay of the Secretary has been Rs. 600 since April 1930; and

(d) the reason for retaining such a high-paid Secretary since 1930 April, after the Board had been thoroughly organized and worked for five years?

A.—(a) & (c) Yes.

(b) & (d) The extension of the loan of the services of the incumbent was granted at the request of the Hindu Religious Endowments Board as the Board considered that his retention was necessary in the interests of efficient administration.



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B. POCKER SAHIB Bahadur :—“ May I know, Sir, whether the Hindu Religious Endowments Board thinks that the retention of this officer is necessary there for ever? ”

The Hon. the RAJA OF BOBBILI :—“ That question was never put to them; they wanted a further extension and it was given.”

B. POCKER SAHIB Bahadur :—“ For how long has this further extension been granted; when will it expire? ”

The Hon. the RAJA OF BOBBILI :—“ I must ask for notice.”

B. POCKER SAHIB Bahadur :—“ Is it not a fact, Sir, that there are two highly paid officers, the Manager and this officer; and are both these officers necessary for the administration of the Board? ”

The Hon. the RAJA OF BOBBILI :—“ I am not aware who the other officer is; but the Government see no reason to disregard the opinion of the Board in this matter.”

[Note.—An asterisk (\*) at the commencement of a speech indicates revision by the Member.]

## II.—STATEMENT OF QUESTIONS RECEIVED AND ANSWERED DURING THE SESSION.

\* The Hon. the PRESIDENT :—“ This being the last day of the session, I have to inform the House that the number of questions of which notice was received during this session was 1,111. Of this, the number admitted was 880; that withdrawn before admission was 14; that disallowed was 169; and that referred back to the Members of the Legislative Council for further information but not received back from them was 48. Of the 880 questions admitted, four have been withdrawn by the Members putting them, one lapsed by the resignation of the Member of the Legislative Council and 874 have been answered by the Government. Only one question has lapsed unanswered.”

## III.—A BILL FURTHER TO AMEND THE MADRAS ESTATES LAND ACT, 1908, FOR CERTAIN PURPOSES (BILL No. 12 OF 1931)—CONSIDERATION OF AMENDMENTS RECOMMENDED BY HIS EXCELLENCY THE GOVERNOR.

\* The Hon. the PRESIDENT :—“ The next item on the Agenda is the Bill further to amend the Madras Estates Land Act, 1908, for certain purposes (Bill No. 12 of 1931), as returned by His Excellency the Governor. I have read out the message already. The House will now proceed to deal with the amendments. Mr. K. R. Venkatarama Ayyar will move his motion.”

\* Mr. BASHEER AHMED SAYEED :—“ Before he moves his motion, may I rise to a point of order? The Standing Orders say that a Bill, when referred back to the Council by His Excellency the Governor, ought to be taken on the next available official day. Now, Sir, the official days and non-official days are specifically fixed by the Governor from time to time under the power vested in him. Budget days

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allotted for the voting of supplies belong altogether to a different category and are governed by a different set of rules. Already a certain inroad has been made into the Budget days allotted for the voting of supplies. I should have raised the point even then; but somehow it was missed. Now, as to the specific number of eleven days allotted for the voting of grants, nobody can have any right to encroach upon them, unless it be that His Excellency the Governor himself alters the programme of dates and says: 'I shall give you less number of days than I have already allotted.' Even that question seems to be doubtful, whether under the rules, such a power vests in His Excellency the Governor, after having once fixed the days and the Council having been seized of the matter. The Leader of the House has no doubt the right so far as official days are concerned; but in the case of these special days fixed for a specific purpose in a year, and fixed long ago by His Excellency the Governor under the Statute, I do not think, Sir, that the Leader of the House or anybody for the matter of that, can have anything to do with the curtailing or increasing the number. These eleven days allotted by His Excellency are for a specific purpose, and only available for the voting of supplies. To no other purpose can these days be put and no other subject could be dealt with or considered, unless and until the whole House, without any single Member objecting to such alteration, agrees to the allotment of any day for any other purpose than what it has been allotted for. I do not therefore see, Sir, how this Bill can be brought up now. This cannot be brought up even if a single Member objects to the day being used for any purpose other than that for which it was allotted. I contend that we should proceed with the voting of grants and not use the day for the consideration of the Estates Land Act (Amending) Bill.

"I do not also know, Sir, how the administration of the Government is going to come to a serious standstill or how there is going to be a set back or how the maintenance of Law and Order in the country will be seriously disturbed by not passing a measure like this so urgently. Only in such extreme cases, Sir, the Governor himself can interfere with the allotment of these days. The days have been allotted for a specific purpose and no case has been made out so far that if this measure is not going to be taken into consideration and passed before the close of this session, the Government will come to naught. I do not think, Sir, there is any justification for taking away one day from out of the eleven days allotted for the voting of grants. I therefore submit that you should rule that this subject cannot be taken up to-day."

\* The Hon. Sir MAHOMED USMAN:—"Sir, there is no point in my hon. Friend raising the question now. Yesterday, Sir, we discussed it fully and I told the House that (at the desire of the Leaders of



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groups His Excellency has ordered that we should utilize a portion of this day for this purpose. Yesterday evening, the whole question was thrashed out. My hon. Friend was not here then. I do not think, Sir, he is in order in raising the question to-day."

\* The Hon. the PRESIDENT:—"Rules provide only for the allotment of non-official days by His Excellency; all other days have to be construed as official days. His Excellency, with due regard to the wishes of some hon. Members of the House, and with the consent of Leaders of Parties, has withdrawn one and a half days already. In view of the urgent necessity of getting through the business that has now been reached, a portion of this day has been withdrawn now, and His Excellency has given his consent to that. I do not think, the hon. Member is right in raising the point of order now."

Mr. BASHEER AHMED SAYEED:—"May I know, for my information, whether that order has been communicated to you or to the Council and whether any copy of the order withdrawing the day has been placed on the Table of the House?"

\* The Hon. Sir MAHOMED USMAN:—"As (the Leader of the House) I have communicated to the House the oral orders of His Excellency."

Mr. BASHEER AHMED SAYEED:—"Was it an oral order, Sir?"

The Hon. Sir MAHOMED USMAN:—"Yes."

11-30  
a.m.

\* Mr. K. R. VENKATARAMA AYYAR:—"Mr. President, Sir, I wish to raise with your permission a point of order with regard to the official motion introducing certain amendments. With regard to amendment No. 7 introducing a new sub-clause to clause 127, my point of order is that it is entirely outside the scope or range of the Hon. Sir Archibald Campbell's Bill and therefore cannot be introduced now for consideration."

"Another point which may perhaps be dealt with separately is also a point of order, i.e., namely . . ."

Rao Bahadur A. T. PANNIRSELVAM:—"Will the Hon. Member address a little bit louder so that we on this side may hear what he is saying."

\* The Hon. the PRESIDENT:—"The hon. Member is requested to speak a little louder. To-day particularly, he is not audible."

\* Mr. K. R. VENKATARAMA AYYAR:—"Yes, Sir. My submission is that the new sub-clause which is introduced in amendment No. 7 as sub-clause (2) to clause 127, is outside the scope or range of the Hon. Sir Archibald Campbell's Bill; and therefore cannot be introduced for consideration. Another point arising in connexion with it is that just above the proviso to the proposed sub-clause (2) and in the last

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portion of the sub-clause, it is proposed to stay all proceedings involving a decision whether or not the inamdar has the kudivaram right in such land until the first day of November 1935, that may be pending even before the High Court. This legislation is calculated to affect the jurisdiction and powers of the High Court in regard to a matter pending before them. This is outside the competency of this Council. These are the points, Sir, with reference to which I would request you to give a ruling."

\* The Hon. Sir ARCHIBALD CAMPBELL:—"Mr. President, I do not think, Sir, that amendment No. 7 is one which cannot be taken into consideration on the motion of His Excellency the Governor. It is part of the amendments which His Excellency in the exercise of his powers has recommended in returning the Bill for reconsideration by the Council; and it is open to His Excellency to recommend that these amendments be made. This amendment is an essential part of the amendments which His Excellency has proposed in order to carry out the intention which His Excellency has expressed, not of vetoing the proposals made absolutely, but of giving the House further opportunities for considering these amendments at a later date."

"As regards the question whether this clause will affect the jurisdiction of the High Court, that, Sir, is a matter which can be taken up in any proceedings before the High Court and the High Court will no doubt decide whether this clause, if passed, will affect their jurisdiction in any particular case."

\* Mr. K. R. VENKATARAMA AYYAR:—"May I know, Sir, whether it is the point of the Hon. Revenue Member that the restriction that the amendments should not be outside the scope of the original Bill may not apply to the case of amendments recommended by His Excellency the Governor under section 81-A of the Government of India Act?"

\* The Hon. Sir ARCHIBALD CAMPBELL:—"I did not admit that the amendment is outside the scope of the Bill."

\* Mr. K. R. VENKATARAMA AYYAR:—"The hon. Member says that the proposed sub-clause is not foreign to the original Bill. Leaving apart the question of whether it is foreign to or within the scope of the Bill, is it competent for His Excellency to recommend such an amendment even though such an amendment would not be within the competency of any Member of this House to introduce? If it is the intention of the Hon. the Revenue Member, I must say that the Government of India Act does not make it competent for His Excellency the Governor, when he recommends certain amendments on the occasion of his sending a Bill for re-consideration, to make any amendments which would be beyond the competency of this House on the



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Bill. If it is impossible for any hon. Member to propose an amendment foreign to the original Bill, it is equally beyond the competency of His Excellency the Governor to recommend the consideration of any such amendments; for, after all the amendments have to be considered by this House and passed, and the ambit of recommendation cannot be wider than the ambit of the competency of this House to consider amendments and pass them. There is nothing in the language of the concerned section of the Government of India Act, which makes it competent for His Excellency the Governor to make a wider amendment than it is competent for the House to consider. I will leave it there. Next, is this clause really foreign to or outside the scope of the Bill or is it within the ambit of the original Bill? Now, the object of the sub-clause is to take away for a period of two years from the 1st November 1933, the proprietary rights of inamdars."

\* The Hon. the PRESIDENT:—"The Hon. Member will be in order to discuss the merits of the sub-clause when we actually reach the clause. As regards the point of order raised, I think the amendment now proposed is quite relevant to the Bill under consideration. As regards the second point, whether the High Court will be bound by this law, I do not propose to give any ruling upon that because the High Court will take care of itself."

\* Mr. K. R. VENKATARAMA AYYAR:—"I am not going to discuss on this occasion the merits of the sub-clause. I was going to explain how it was outside the scope of the original Bill."

\* The Hon. the PRESIDENT:—"The Hon. Member may make his motion."

\* Mr. K. R. VENKATARAMA AYYAR:—"Mr. President, I shall move the motion that stands in my name, i.e.—

*'that the consideration of the amendments suggested by His Excellency the Governor, in particular amendment No. 7, now before the House, be adjourned to the next session of the Council.'*

If the amendments were confined to amendments Nos. 1 to 6, that would be another matter. But so far as amendment No. 7 is concerned, it deals with and it introduces a serious curtailment of the rights of the inamdars for a period of two years. May be that when the proposed Government Bill is introduced early next session, this sub-clause may be taken up for re-consideration and the House may be enabled in that way to deal finally with the matter which is temporarily dealt with under this clause. But what that Bill is going to be and when it will become law, nobody could be very precise about. That being so, the question is whether it could be just to deprive the inamdars of a very valuable right, indeed of more than one valuable right, by means of this clause, as would be the case if this clause becomes law. After all

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the object of the authors of this clause is only to prevent any unfair or arbitrary eviction of tenants by the inamdars during the period immediately following the passage of this Bill into law. Such an object could be achieved by a less drastic clause; but this very drastic clause has been introduced. As it is the avowed intention of the Government to proceed quickly with the next Bill—we are practically now at the far end of the session and the courts will also be having their vacation; it is not as if any eviction proceedings are going to run their careers during this short period of two or three months, which alone have to pass before the Bill is introduced by the Government and taken up for consideration—if it is found really necessary that any wholesome object is to be achieved by the bringing in of any such clause as is now introduced with or without modification, there will be time enough to take it up and as the first thing for consideration in the next session before we take up the Bill of the Government for consideration.

“ Essential transitional interests may be safeguarded by the passage of the clause with suitable amendments and the next Bill may thereafter be proceeded with. But if we now commit ourselves to this clause and find ourselves next session without a substantive Bill satisfactory enough for this House to pass, the injury will remain and it would have deprived the inamdars of substantial rights of property and left them without any remedy at all in respect of their primary right to collect rents during these two years from their tenants.

“ If this clause became law, what would result is, that suits for rents could not be instituted before the revenue courts. Of course, these inam villages are not ‘ estates ’ within the meaning of section 3 (2) (d) and admittedly the position is one in which the inamdars assert that the kudivaram right is vested in them, and the only court open to them therefore for suits for rent is the civil court. If a suit is filed for rent before a civil court, and the tenant, however, unrighteously and vexatiously, raises the question that there is no jurisdiction because the kudivaram is not vested in the plaintiff, then if this clause is passed, the trial and decision of such an issue are barred, and there is no court open to the inamdar for obtaining a decree for arrears of rent during these two years. Now, that is a position of affairs which it would be really dangerous to reach. No class of His Majesty’s subjects in this country can really be dealt with in such an outright arbitrary fashion. It is as if you turn to them and say, ‘ you no doubt have your unquestionable right to the recovery of rent, to obtain decrees for rent . . . ’ ”

Rao Bahadur A. T. PANNIRSELVAM:—“ On a point of order, Sir, may I remind the hon. Member that there is a shorthand-writer taking down his speech and that his speech is not written down in longhand? ”



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\* The Hon. the PRESIDENT:—“ Probably the hon. Member is referring to the unusual slowness of the hon. Member speaking to-day.”

\* Mr. K. R. VENKATARAMA AYYAR:—“ I am afraid, Sir, that there must be a limit to the right of interruption. This is nothing short of interruption.

“ I say, Sir, that it would be very unrighteous to turn to a class of His Majesty's subjects of this country and tell them that the revenue court is barred against them, the civil court by this enactment would also get barred against them and there would be no tribunal before which they could go for obtaining decrees in respect of their claims for arrears of rent. (Sriman M. G. Patnaik Mahasayo: Institution of suits is not barred.) My Friend Mr. Patnaik points out that institution of suits is not barred but only anything beyond the institution, by way of progress of suits for rents, is barred under this clause. I wonder what is the value to a litigant of having the liberty merely to spend money for the purchase of courts-fee stamps and putting in his claim, when the further progress of that litigation is admittedly blocked and barred for a whole period of two years? I suppose nothing but the very bad heart of those who propose such a scheme of blocking would find satisfaction in the additional disadvantage inflicted upon the inamdar of having the grim privilege of wasting his money upon a futile litigation which could not be proceeded with. I say, Sir, that it is a very extraordinary legislation for the Government to embark upon, the only result of that legislation is to close the doors of the constituted tribunals of this country to a class of His Majesty's subjects who have valuable and admitted property rights. Of course the right to recover rent whether the position of the inamdar is to be regarded merely as that of a melvaramdar or as melvaramdar cum kudivaramdar is there. The right is unquestioned and unquestionable, but what is the value of that right if there is no court before which it could be enforced during a whole period of two years? Do you really reduce them, taking the responsibility therefor, to the position of a class of outlaws to whom the law of the land would not be available? What is that sin or crime of theirs? Are they alien enemies, and are we passing through a state of war now that you are feeling free in conscience to deal with them as if their elementary right to recover rent should stand barred and that there should be no court with its doors open in this country for entertaining and proceeding with their suits? I think that is a dangerous result which could not really be the intended result of any acceptable piece of legislation and for Government to make themselves responsible for this type of legislation, really passes my comprehension.

“ Then, really the effect, if this clause were passed, would be to leave the inamdar even worse than if the Bill had not been remitted;



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and if the amendments that were carried in November last had really been accepted and assented to. If that were the case, there would be the certainty of the position in regard to the inamdar that he would be exactly on a par with a mere melvaramdar, such as the zamindar is, and that he could realize his rent by sale of the holding. That is impossible, because the sale of the holding leads up to ejectment. Without the consequence of ejectment following the sale of the holding, by itself it is no good. But here all proceedings in ejectment of any tenant are barred for a whole period of two years, so that you leave a casual tenant of the 1st of November 1933 in unquestioned and unquestionable possession for a whole period of two years with liberty to appropriate to himself, not only the cultivator's share, not only the kudivaram share of the income, but also the melvaram share. Would any tenant with such immunity vouchsafed to him under this clause be at all minded to pay up the rent?

“Now, Sir, what is the policy of the present Act I of 1908? The policy of that Act is to ensure the due payment of fair rent to the landholder. Now, that policy is seriously frustrated by the counter-policy underlying this sub-clause, namely, that no tenant under an inamdar need pay his inamdar or the landlord the rent due from him for a whole period of two years, and if he withholds payment of rent, he cannot be ousted from the land. Not only that, even if he goes beyond and commits waste and renders the property permanently unfit for agricultural purposes, even then he cannot be ejected from the land. The result is to pat him on the back and tell him, ‘You may do whatever you like with this piece of land of which you happen to be in possession at the moment as a cultivating tenant and the real proprietor has absolutely no remedy against you, not even the remedy which the zamindar has under section 151 of the Act to eject a tenant if he makes the holding permanently unfit for agricultural purposes.’ Section 151 is practically abrogated by this sub-clause as a side result. Then, again, the Government would naturally expect these inamdars during this period of two years to pay quit-rent and jodi and yet they would leave the inamdar absolutely without any means of recovering rent from the cultivating tenant. The tenant, as often happens, or might easily happen in such a case, is not a man of very great substance, and he may during this period of two years take the best advantage he can by selling his rights, whatever they are, and forcing upon the inamdar some passer-by who may be even more slender in substance than he himself, with the result that at the end of two years, the inamdar might find his land absolutely valueless, so far as capital is concerned, and without any means of making good his due share of the income from the land for the two years in which by force of this legislation he has been without the means of recovering his rent. I submit, Sir, that is



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a very serious provision and it could not have been within the fair intention of the authors of this clause.

“In view of these serious consequences, I would like to suggest especially as we are at the fag end of the session and especially as during the vacation months of the courts no serious consequences detrimental to the tenants would be worked out by means of judicial proceedings in courts, the fairer course would be for the amendment (No. 7) to be brought up early next session side by side with and if necessary before the Government Bill upon the main subject of the settlement of the relationship between the inamdar and his tenants is taken up; that would certainly enable the House to go into the matter with fuller and closer attention and to provide safeguards from the point of view of the inam tenants, such as might be required, without necessarily inflicting all this serious injury upon the inamdars. I would therefore move this amendment that the consideration of the suggested amendments and in particular amendment No. 7 be adjourned to the next session of the Council.”

Mr. U. C. SUBRAHMANYA BHATT:—“Mr. President, Sir, I have great pleasure in seconding this motion of my hon. Friend, Mr. Venkatarama Ayyar. In doing so, I should like to answer one of those arguments which were raised yesterday and which could possibly also be raised to-day against postponing the further consideration of this Bill. That argument was, if this Bill is adjourned to another session of the Council, there is no knowing as to whether it is possible to finish the consideration of the Bill, because the question of whether the Council is to be dissolved or not is yet hanging in the balance. As against that argument, I would like to submit that anyhow the life of this Council has been extended till November next and we are sure to meet some time before that and the consideration of this Bill may be taken up at that meeting. Even if it is settled to dissolve the Council earlier, surely, Sir, a meeting of the Legislative Council could be called before it is dissolved and this Bill might be considered. Sir, this Bill has been referred back to this Council and the Members of this Council have not been given sufficient notice to assemble here and discuss or to consider the amendments which have been suggested. As such also, I submit that an adjournment on the consideration of this Bill should be advantageous because the House will have sufficient time to consider the effect of the various amendments and also for those Members who are not present here to attend the adjourned meeting.”

\* Dr. P. SUBBARAYAN:—“Mr. President, Sir, perhaps, I may shorten the proceedings, if I say a word or two on this occasion. I have been asked by various people why I gave consent for this measure to be taken up now. I carefully considered the matter when the Hon. the Leader of the House and the Hon. the Revenue Member asked me about it.

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THE GOVERNOR

24th March 1934]

[Dr. P. Subbarayan]

I felt that as this Bill had been on the anvil for a long time and as it was necessary that it should be put on the statute book as soon as possible there was no harm in having this Bill discussed to-day. For this reason, I gave my consent to take up this measure. I hope hon. Members will see the reasonableness of the suggestion and not put obstacles in the way of considering it. I think, whatever may be the case, the Council has by a large majority come to a certain conclusion and His Excellency has been pleased to state that opportunity has not been given to discuss the merits of the case of the inamdars. He has remitted the Bill back as approved by the Select Committee and at the same time, he has naturally thought fit to restrain the inamdars from taking action with regard to ejection, etc., because now that notice has been given to the inamdars distinctly that some day or other some legislation may come, the inamdars may rush into courts which otherwise they may not have done. That is the reason why this amendment is necessary. At the same time, as I told the Hon. the Revenue Member and other Members, I was not satisfied with the draft amendment of clause 127 and I am sure when difficulties are pointed out, my hon. Friends, the Hon. the Revenue Member, Mr. Muniswami Nayudu and the Hon. the Chief Minister, may see the reasonableness of some of the objections that may be put forward. Therefore, in the interest of everyone concerned, it is much better to go on with the measure now rather than move a dilatory motion. So, I request my hon. Friend, Mr. Venkatarama Ayyar, to withdraw his motion and agree to the amendment being considered now."

\* Mr. K. R. VENKATARAMA AYYAR:—"It was far from my mind to interpose any obstacle merely with the object of interposing obstacles in regard to the passage of this measure. Except for amendment No. 7 introducing the new sub-clause in regard to which some difficulties have been pointed out by me, I should not have brought this motion at all. But in view of the suggestion made by my Friend, the Leader of the Opposition, that once we get into the merits of this clause, the difficulties pointed out would be considered in the proper spirit by the Hon. the Revenue Member, the Hon. the Chief Minister and my Friend Mr. Muniswami Nayudu and in the hope that they will not utilize the opportunity afforded by the withdrawal of this motion for retaining that clause with all its defects and difficulties, but will be partially meeting our points of view, I beg leave, Sir, to withdraw the motion for adjournment. But I do so with considerable hesitation and fully in the hope that the merits of the clause will be taken up for a fair and reasonable consideration and all fair and reasonable amendments to the clause would be dealt with on their merits."

• The motion was, by leave, withdrawn.



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FOR CERTAIN PURPOSES (BILL NO. 12 OF 1931)—CONSIDERATION  
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THE GOVERNOR**

[24th March 1934]

The following amendments were put from the Chair and carried:—

1. Clause 4 (2).—For this clause, substitute the following, namely:—

“(2) for sub-clause (d) of clause (2), the following sub-clause shall be substituted, namely:—

“(d) any village of which the land revenue without the kudivaram has been granted in inam to a person not owning the kudivaram thereof, provided that the grant has been made, confirmed or recognized by the British Government.”

2. Clause 4 (4).—For this clause, substitute the following, namely:—

“(4) at the end of clause (10), the following shall be added, namely:—

‘and includes—

(a) all land which is proved to have been cultivated as private land by the landholder himself, by his own servants or by hired labour, with his own or hired stock, for a continuous period of twelve years immediately before the commencement of this Act; and

(b) all land in an estate within the meaning of sub-clause (d) of clause (2) the entire kudivaram interest in which has been acquired by the landholder before the first day of November 1933, provided that where such interest is acquired by surrender or abandonment of the land by the ryot or by purchase at a sale for arrears of rent, the land is proved to have been cultivated as private land by the landholder himself, by his own servants or by hired labour, with his own or hired stock, for a continuous period of twelve years since the acquisition of the land.’ ”

3. Clause 5—New section 6 (1) (i).—Omit explanation (2); and (ii) for the figure ‘(3)’ in explanation (3), substitute the figure ‘(2)’.

4. Clause 7—New section 8 (1), (3) and (5).—In New section 8—

(i) to sub-section (1), add the following proviso, namely:—

“Provided that nothing in this sub-section shall be deemed to apply to land in an inam village which becomes private land within the meaning of sub-clause (b) of clause (10) of section 3”;

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- (ii) in new sub-section (3), before the words 'have the effect of converting ryoti land into private land,' insert the words and figure 'except in the case referred to in the proviso to sub-section (1)'; and
- (iii) Omit sub-section (5).

5. Clause 86—New section 163-A (1) (a).—For the word and figure 'Explanation (3),' substitute the word and figure 'Explanation (2).'

6. Clause 104—Section 185.—Omit the following, namely:—

*"for the words and figures 'was before the first day of July 1898 specifically let as private land,' the words letter and figures 'was specifically let as private land before the first day of July 1898 or in the case of any estate within the meaning of sub-clause (d) of clause (2) of section 3, before the first day of July 1918' shall be substituted; and"*

Amendment No. 7 under clause 127.

\* Mr. K. R. VENKATARAMA AYYAR:—“Sir, I shall move one after 12-15  
the other the amendments I have given notice of. I propose the omis- p.m.  
sion of the words—

*'and all proceedings involving a decision whether or not the inamdar has the kudivaram right in such land'*

in the proposed sub-clause (2) to clause 127.

“My object in moving this amendment is to enable the inamdar to have some forum before which he can at least file suits for rent during this period of two years. As I said before, he cannot go before a Revenue Court because his village is not an 'estate' falling under the main Act. The only court available is the civil court and, if these words which I propose to be omitted are enacted as part of the clause, the effect is to close the civil court also to the inamdar even when his sole purpose is not to eject the tenant but to get a decree for rent. That, as I have already submitted to the House earlier this morning, will be an arbitrary and unreasonable mode of dealing with a class of His Majesty's subjects, the inamdars. There must be some forum before which they should have the opportunity, during this period, of obtaining decrees for their unquestioned and unquestionable rent. Otherwise, you will in effect be telling these people: 'His Majesty's courts of law are not open to you for the vindication of your admitted right.' I submit, Sir, it is therefore necessary to get rid of these words which, if got rid of, would remove the obstacle which would exist in the way of rent suits being filed. I do not think it is the intention of the authors of the clause to shut out the forum for rent suits. I do not think more need be said in support of this very modest



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[Mr. K. R. Venkatarama Ayyar] [24th March 1934]

amendment which, after all, is intended only to exhibit the authors of this clause in a fairer light than they themselves have cared to exhibit themselves in."

Rao Bahadur T. A. RAMALINGAM CHETTIYAR:—"I beg to second this motion. My reason for supporting this amendment is only this: The Government is proposing to bring in legislation to set right all matters relating to inams. It may be that that legislation will take some time. It is proposed that it should be brought in in the next Council. I do not know whether that intention will be carried out or not. But even if it is carried out, there is the possibility of these questions being dragged on for a considerable time. The provision which is enacted here is clause 127 (2) applicable to all the cases relating to inams. The result may be that a person who is ordinarily entitled to rent and on which he lives will be debarred from going to court and collecting it. That, it seems to me, is a state of affairs which is not fair. It may be, Sir, that the question whether he can be ejected or not may be at issue; but the other question about the rent due, whether as occupancy tenant or as an ordinary tenant, is not at all a matter in doubt. I do not want that the liability to pay rent which will be more or less admitted should be held over on account of the fact that this other question of the right to tenancy or not being raised has to be decided in these suits. It is only to that extent that I want that we ought to be fair to these people and not debar them from going to court and getting the rent to which they are justly entitled.

"After giving notice of this motion, I saw that there was probably one difficulty in the matter, namely, the question of title may be raised and it may have to be decided. To meet that difficulty I am prepared to add a provision that as regards title such suits will not be binding. If this is done, I believe the Government can have no difficulty in accepting this amendment. Of course the position will be this: during the two years the question of title is not to be gone into. It will not ordinarily be gone into and any suits filed for the purpose of ejectment will not be gone into, but only suits filed for the recovery of rent will be decided. Further, in case any question of title is decided in such suits that decision will not be binding so far as any Bill that may be passed hereafter is concerned. With a proviso of that kind if this amendment is passed, I submit we will be satisfying all concerned. I would ask the Government to look at the matter from both standpoints and agree to the course I suggest."

\* The Hon. Sir ARCHIBALD CAMPBELL:—"Mr. President, Sir, I cannot accept this amendment. The Mover appears to fear that inamdars would be prevented during a period of two years from recovering their rent if they claim kudivaram right. This clause will not prevent

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24th March 1934] [Sir Archibald Campbell]

an inamdar who admits that the tenant has kudivaram right from recovering his rent under the Estates Land Act, nor will this clause which His Excellency has proposed affect any case in which the inamdar has already obtained a valid decree of a civil court to the effect that he has the kudivaram right. It is only in cases in which the inamdar claims the kudivaram right but has not obtained a decree that this clause will come into operation.

“ My hon. Friend, Mr. Venkatarama Ayyar, repeatedly used the term ‘ two years,’ as if this clause will be really in effect for two years. I suggest that this clause was introduced by His Excellency the Governor merely to prevent the acquisition of rights which might be affected by the amendments which we are now removing from the Bill but are to be considered again later. If they are finally adopted by this House no steps should be taken which would interfere with the intention of the House. The period for which this clause would be in operation will not be two years. It will not come into operation until the Viceroy’s assent has been published to the Bill as amended. We then hope to introduce a Bill with amendments, similar to those now deleted by the first six clauses in the July or August session of the Council. It will then be open to the House either to consider the Bill at once or to refer it to a Select Committee. That Bill will of course include a clause bringing to an end the operation of this clause 7. If the Bill is referred to a Select Committee it will consider the Bill in August or September and it will come up before the Council in October or November at the latest. As it is a short Bill it should not take long to receive the consideration of His Excellency the Governor and His Excellency the Viceroy. Sir, this clause is likely to be in effective operation only for a period of possibly six or seven months. My hon. Friend has already drawn attention to the fact that the civil courts will be closed for a large part of that period.

“ As regards the rents for the current fasli, where they are paid in kind, they will have been already paid before the Viceroy’s assent to this Bill is received. There may be cases where rent is paid in money, but we are not interfering with cases where decrees have already been obtained before the Viceroy’s assent is published. The rents for the ensuing fasli are not likely to fall into arrears to any great extent before the Bill which we propose to introduce in July or August is finally disposed of. So, Sir, the effect of this moratorium will not be very great. It has only the effect of preventing any collusive action on the part of the inamdars and the tenants in order to allow suits to be brought in the civil courts thereby recognizing the inamdar’s possession of the kudivaram right and to have those suits decided before we could take this other Bill and dispose of it.

“ It is necessary, Sir, that we should prevent any inroads being made on the rights of both parties, the tenants and the inamdars. And

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this clause carries out that intention in the best way possible. Therefore I am sorry I cannot accept the amendment."

\* Mr. T. C. SRINIVASA AYYANGAR:—"Sir, the amendment proposed is not a very simple one and not a necessary one. I am sorry, the Hon. Revenue Member, instead of answering the points raised, has on the other hand attempted to sugarcoat this bitter bill (laughter) by saying that this is a moratorium and nothing else, that this is not going to last for more than two or three months, as legislation on the subject would soon be introduced, and that we may as well ignore the two years put in there and treat it as merely two or three months. At the same time, like a lawyer pleading for a lesser sentence, after the verdict of the jury has been given, he pleads, 'Look here, during these two or three months the High Court will be in a recess during this period, the District and Sessions Court will also be in recess for almost that period, so there is no cause for alarm.' May I point out to him that he is for the moment forgetting his own revenue courts, that is the Collectors' courts and that the courts under the Estates Land Act do not go on a recess at all? He has practically ignored them altogether."

The Hon. Sir ARCHIBALD CAMPBELL:—"May I point out to my Friend, Sir, that this clause will not affect the revenue courts?"

Sriman M. G. PATNAIK Mahasayo:—"No, it will not affect the revenue courts."

Mr. T. C. SRINIVASA AYYANGAR:—"My Friend, Mr. Patnaik, like the Naiks of old is a doughty champion of the Hon. Revenue Member. (Laughter.) There is no provision made to protect even the just and undoubted rights of the landholders or the inamdars. It is one thing to attempt legislation either to confer rights or to take away rights on their merits but it is wholly another thing that, because certain attempted legislative provisions were not to come to effect, even the rights, which would in any event be available, would have to be suspended.

"Sir, is it contended that the provisions of the clause under consideration is not more extensive than the provisions contained in the Bill passed by the Council on the last occasion? Can it be contended that the ryots were not under the obligation to pay rents and liable to be sued and, if the rents were not paid or the decrees not satisfied, they were not liable to be proceeded against and their holdings sold for the satisfaction of the decree or the arrears of rent?"

"In the Estates Land Act, which is applicable to the zamindar landholder, there are provisions for the sale of holdings by summary procedure and also sale of the holdings in execution of decrees. The landholders can purchase them and when purchased can get into possession ousting the defaulting ryots. All the major inamdars were sought to be brought within the Act by the Bill which was passed by the Council and is now

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returned to the Council for further consideration. By the Bill itself, the provisions for sale of holdings would be available to the inamdars as well. The clause under consideration places the inamdars in a worse position than they would be if the Bill became law by the assent of His Excellency the Governor and of His Excellency the Viceroy.

“ Now, I ask, Sir, is the inamdars to be punished for their temerity in agitating in the matter?

“ Further, the Act and also the Bill recognize the distinction between private land as well as ryoti land. The clause now under consideration does not enable even this distinction to be made.

“ Sir, we are familiar with the cases of proposed legislation and the need for interim emergent remedies and in such cases temporary enactments, very carefully considered and worded, are passed applicable for a short time pending the detailed consideration and the enactment of the permanent legislation, e.g., the Impartible Estates Land Act of 1902. It was a temporary legislation for one year. That was extended for another year again by a special legislation. The permanent Act was passed in 1904; but unlike those Acts, the present clause introduces an arbitrary and a drastic provision without adequate qualifications and placing the inamdars in a far worse position than they would be, even if the Bill were to become law to-day.

“ Sir, I do not think it is just or fair that the amendment proposed by the Hon. the Revenue Member should receive the consent of this House.”

\* Sriman M. G. PATNAIK Mahasaya:—“ Mr. President, Sir, so far as the recommitment of this Bill is concerned, it is a well-known fact that the inamdars wanted that this Bill should go back to the Council for reconsideration. Now that the Bill has come before the Council, they cannot say that they do not want any amendment. From the representations made, we are led to believe that they wished that they should have an opportunity to plead before the Council. Whether they had sufficient grounds to think so or not, it is not the business of this Council to decide. Anyhow, His Excellency the Governor came to the conclusion that they should be given an opportunity to place their case before the Council. In the meanwhile the inamdars have begun to eject their tenants, and if further time is given surely they will defeat the provisions of the law. It is therefore just and proper that His Excellency should have safeguarded the interests of the tenants, as he has given an opportunity to the other side. Of course, in such circumstances there cannot but be a little bit of inconvenience to one side or the other. The little bit of inconvenience that is complained of by the inamdars is due to the fact that they have been given an opportunity to plead their cause before the Council, though their case was placed before the Council by men who had the best legal acumen in the Presidency. So, there is absolutely no cause for them to complain when



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somehow or other His Excellency the Governor has granted them what they want. We know, Sir, that this Bill was published on 28th July 1931, and this very clause was then there; and then, of course, in 1933, after the Select Committee's Report was published, we know that there were some amendments, and so the inamdars knew of such provisions as these ever since 28th July 1931. But at the same time they said that they never thought that this Bill would become law. Anyhow His Excellency the Governor accepted their contention and granted them this recommitment. And when once the Bill has come back to this House, it is but want of grace on their part if they say that they cannot wait for a few months with regard to the enforcement of their rights, i.e., the recovery of rents. Of course it is always open to them to go to revenue courts and recover rent; but if they want to sit tight upon their kudi-varam right, let them wait for a few months. Or let them file a suit in the civil court, only the suit is not going to be disposed of within a period of six months. By that time the Bill would be disposed of one way or the other, i.e., by October or November. If that is done, I don't see how there can be any difficulty for them at all. The difficulties pointed out are all imaginary. His Excellency was just both to the tenants and the landlords. Apparently the latter wanted that His Excellency ought to have vetoed the Bill; but unfortunately for them His Excellency held a balanced view in the matter, and came to the conclusion that the interests of both parties should be safeguarded; and so, in my opinion, the inamdars should put up with the little amount of inconvenience that is caused to them."

Diwan Bahadur B. MUNISWAMI NAYUDU:—"Sir, no one deplores more than myself on this side of the House that this Council has to reconsider the Bill which it has already passed. On the merits of the question as to the desirability of a Bill, I do not propose to enter. Nor do I want to take this House into the question as to whether the inamdars had or had not sufficient notice of the proposed amendments in the Bill. Standing to-day as the representative of the tenants, I realize that this Bill has been sent back to this House by His Excellency with certain amendments to be accepted by this House. And if we accept those amendments, it is because we feel that in the course he has pursued, he has tried to give a fresh opportunity to the inamdars to put their case. We are thankful to the Hon. Revenue Member for stating that a Bill will be introduced in July next or as early as possible in this Council on the lines as it is expected to be passed by this House. Standing as I do as the representative of the tenants, I feel, Sir, that the cause of the ryot is so right and so superior to that of the rest that I have no doubt that, even if the Bill is reconsidered on the lines suggested by the inamdars, there will still be a good cause for the tenants. At the same time we have thought that His Excellency, in sending back this Bill, has given the inamdars their former rights during the period of the passage of this Bill.

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"So far as this clause is concerned, it provides against ejectment suits being instituted. Secondly it provides for the prevention of judgments being passed either *ex parte* or conclusively in the interim period of the passage of this Bill. You will also see that where suits are filed for the recovery of rent through revenue courts, that right is kept intact. So there will be no difficulty in recovering arrears of rent. But in cases where suits are filed in the Munsif's court; there however, the issue will involve the safeguarding of the rights of the tenant. In such cases the proceedings will be stayed. It may be that in such cases both parties might have to spend a lot of time and a lot of money, which after all may not be worth while in view of the amending Bill. It may be also that in some cases the tenants are *ex parte* and that an eviction order might have been issued under a mistake and the tenant might not care for it.

"Or it may be, as the Hon. the Revenue Member put it, that the landlord is able to obtain a decree in the civil court involving a decision that it is not an estate. I think the Government are right in anticipating the difficulties. I am sure if any such case arises, when the Bill is taken up for consideration two or three months hence, there will be again representation on behalf of the inamdars that they had obtained decrees before that Bill and all the decrees and decisions obtained prior to that Bill must remain sacrosanct. I think there may be some inconvenience so far as rent suits are concerned. But that will not justify the deletion of the particular words that are mentioned in this amendment. As the Hon. the Revenue Member said the question of relationship between the inamdar and the tenant is going to be decided within five or six months. It is not therefore too much for the tenants to expect that the *status quo ante* should be maintained until that time and that all suits which would go to prejudice the cause of the tenants should be stayed till then. The official amendment cannot be said to be detrimental to the cause of the inamdars. On the other hand, it is advantageous to them. The saving that would be made by them in the way of collecting rents would not be more than a few hundreds. By the time this Bill becomes law and is given effect to they would have recovered their share of rent. I think nobody will be justified in complaining that one will have to incur some expenditure by way of court cost and other things if these proceedings are stayed for some time. For these reasons the omission of these words would not really conduce to the interests of both the parties and I urge that the official amendment may stand as it is."

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Rao Bahadur Sir A. P. PATRO:—"Sir, in the interests of both the inamdars and the tenants the objection raised by my hon. Friend, Mr. K. R. Venkatarama Ayyar, should not be allowed. The main force of the contention of the inamdars was that there was not sufficient



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time for consideration of the issue whether or not kudivaram right should be vested in the inamdar. So they did not propose to discuss that question then and it was said that it was sprung upon them. In spite of the fact that in the definition of 'Estate' the whole inam village was included in the draft Bills prepared by Sir K. Srinivasa Ayyangar and Sir C. P. Ramaswami Ayyar, His Excellency the Governor thought that sufficient opportunity should be given to inamdars to place their views before the public and this House. If the amendment of Mr. K. R. Venkatarama Ayyar is to be allowed, the result will be that courts will be flooded with suits during the interval and the kudivaram right of the tenants will arise for decision, and the ryots will be helpless. To avoid hasty filing of suits by the inamdars and also in the interests of the inamdars as well as the ryots, this motion should not be allowed.

"It is stated that rent suits would be postponed. It is only in cases where the issue of kudivaram right has been raised that suits will be postponed. It has been very clearly stated by the Hon. the Revenue Member that no hardship will be caused to the inamdars by postponing the cases for a few months. He assured this House that at the very next sitting of the Council a Bill would be brought forward defining the relationship between the inamdar and his tenant.

"For these reasons I submit there is no force in the argument of the Opposition Member that those words should be deleted."

Mr. P. C. MUTHU CHETTIYAR spoke in Tamil as follows:—

"கனம் அக்கிராசனாதிபதி அவர்களே ! சென்னை எஸ்டேட்ஸ் ஊண்டு ஆக்டில் இனாம்தார்களின் சொத்துக்களை பரிமுதல் செய்ய வந்த ஆலோசனையை சென்னை கனம் தங்கிய கவர்னரவர்கள் கனிகூர்ந்து நிரூபித்தார்கள். ஆனால் அதில் இன்னம் இரண்டு வருஷத்தில் வேறு சட்டம் கொண்டுவருவதாக சொல்லி யிருக்கிறார்கள். அதைப்பற்றி இப்போது விவாதமில்லை. எப்போது ஒரு சட்டம் வரப்போவதற்காக ஓர் அபிப்பிராயம் கொண்டு இப்போது இன்ஜன்ஷன் கேட்பதுபோல செய்வது கொஞ்சமும் பொருத்தமில்லை. இனாம்தார்களை யார் என்ன கொள்ளையடித்தாலும் சும்மா இரு என்று சொல்லுவதற்கு ஒரு அமெண்டுமென்ட் வேண்டிய ரிசல்யூஷனா? பிறகு சட்டம் வரும்பொழுது அந்த கால நிலைமை என்ன. அப்போதிய கவர்னர் வைசியராய் மற்றுமுரிய அதிகார வர்க்கத்தினர்கள் யார் யாரோ. கவுன்சில் மெம்பர்கள் நிலைமை எப்படியோ அதை இப்போது எப்படி அறிய முடியும். சட்டம் வரப்போகிறது என்பதற்கு முன்னாடி இஞ்சன்ஷன் மாதிரி முரணாகவும் அர்த்தமில்லாமலும் ஆலோசனைக்கு இடமில்லாமலும் திடீரென புதிதாக ஒரு கிளாஸ் அமைக்க எண்ணுவது இதற்கு எந்த சடங்குகளும் தேவையில்லையா? இவ்விதம் அபிப்பிராயங்களை இஷ்டப்படிக்கும் பொருத்தமில்லாமலும் ஜன சமூகத்துக்கு இருக்கும் நம் பிக்கைக்கு அன்னிதாவாக கொண்டுவருவதுவநியாயமில்லை. சட்டம் வரப்போவதற்காக முன் யோசனையாக ஒரு பைண்டோவர் செய்வது என் அனுபவத்தில் டெல்லிஸ்சேரில் இல்லை. இம்மாதிரி செய்வதானது சட்ட விருத்தமாகயிருக்கிறது.

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THE GOVERNOR

24th March 1934] [Mr. P. C. Muthu Chettiyar]

ஒருவர் சொத்து ஒருவருக்கு சேரவேண்டியது என்பது இக்கால சகஜமாய் காணுகிறது. அதற்கு நாமே காரணமாவது கூடாதாயினும் முறையாக செய்வது உசிதமல்லவா.

இவைகளை யோசித்து இந்த ஆலோசனையை நிரூபித்திருக்கவேண்டியதாய் தெரிவிக்கிறேன்.”

Mr. G. SIMHACHALAM PANTULU:—“ Neither in the answer nor the statement made by the Hon. the Revenue Member nor in the speeches of hon. Members who have spoken opposing this motion do I find an answer to the simple question as to why the inamdar should be placed in a worse position. That is the question raised by my hon. Friend Mr. T. C. Srinivasa Ayyangar. By introducing this Bill it is not our purpose to make the position of the inamdar worse. That question has not been answered. I do not understand the feverish haste with which the Hon. Gentleman, the Revenue Member, wants to get this Bill rushed through. It is neither diplomacy, nor wisdom. After all, for the protection of whose rights these people are fighting? It is for the protection of the inamdars. The inamdars are probably more influential members of the public. Hon. Members are well aware of the feelings among prominent inamdars of this Province. They have taken such a long time and so much trouble to collect all statistics and place a memorial before His Excellency the Governor, and he was definitely satisfied with the grievances of the inamdars and so he has returned the Bill for reconsideration. But what is to become of the right for which they have been fighting for a long time? The Bill was returned on account of certain technical difficulties. But from the outset, when the Bill was referred to a Select Committee, my humble self was ever urging for the exclusion of inams from the definition of ‘ Estate ’ and the Hon. the Revenue Member specifically told me that the *agraharams* would not come under the definition of ‘ Estate.’ It is on that assurance that we proceeded with the Bill. What is the advantage that has come to the inamdars? In 24 hours the Government got the sanction of His Excellency the Viceroy and went on with the Bill. It is not giving any facilities to the inamdars. Therefore, I would request the Hon. the Revenue Member to allow some time and also see that proper notice of amendments is given to the Members and the amended provisions dealt with properly. I, therefore, appeal to the Hon. the Revenue Member to reconsider the matter and view the question with some sympathy. The representations now made and the points raised by hon. Members on behalf of the inamdars must induce the Hon. the Revenue Member to allow us some time so that we may once again equip ourselves with proper materials and propose suitable amendments.”

The Hon. Sir ARCHIBALD CAMPBELL:—“ On a point of explanation, Sir. I have no recollection of making any statement that the definition of ‘ Estates ’ would not include *agraharams*.”



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\* Mr. A. RANGANATHA MUDALIYAR:—"I object to the amendment proposed by my hon. Friend, Mr. K. R. Venkatarama Ayyar, on general grounds, viz., that we should not consider any amendment other than those sent by His Excellency the Governor. My reasons are these: if my hon. Friend, Mr. T. C. Srinivasa Ayyangar, feels that the amendments proposed by His Excellency the Governor are going to make the position of inamdars worse, the inamdars have to thank themselves for it. I warned that it is not wise to invoke the extraordinary powers of His Excellency the Governor in a matter which affects us. It would have been far better to have deliberated and discussed these things and come to an arrangement among ourselves rather than have invoked the extraordinary powers of His Excellency the Governor. Apart from that we have to consider the present situation. His Excellency the Governor thinks that some amendments are necessary before he would give assent to the Bill being passed into law. Personally I feel that the procedure followed by His Excellency in this case is not a thing which should commend itself to us."

1 p.m. "The Council as a whole passed that measure and I presume the Hon. Member in charge of the Bill had the full support of his Colleagues on either side and had consultations also with His Excellency the Governor before he accepted the amendment which has been the cause of all this trouble. Having gone through all that, to say now that the matter should be reconsidered is a deliberate flouting of the opinion of this House for which there is no justification. Therefore, if we now consider and accept amendments other than those recommended by His Excellency, His Excellency may make this a reason for remitting the Bill to us again for further consideration. Therefore, to avoid all this, it is best that we confine ourselves to those amendments which have been recommended to us by His Excellency the Governor and not take up the time of the House in considering even the amendments of my Hon. Friend, Mr. Patnaik, or other amendments from either side of the House."

\* Mr. K. R. VENKATARAMA AYYAR:—"Mr. President, Sir, certain points have emerged in the course of this discussion. The Hon. the Revenue Member has, I think rather frankly, made it clear that the effect of this sub-clause in the form in which it has been brought forward on behalf of the Government is practically to concede to the tenants a moratorium in respect of the rents due from them. The question is: On what principles of justice or fairplay is this moratorium granted for however short a time to the tenants? If moratoriums were deemed fit to be enacted for the protection of the various debtors in our Province who sadly stand in need of such protection and if a general moratorium in favour of all debtors were statutorily enacted, I could understand inamdars' tenants also coming in for a share of the benefit of such a moratorium. But when, notwithstanding the acute economic crisis that obtains and the absolute inability of numerous debtors in the country to pay their

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debts, the Government have not seen their way to grant any such legislative moratorium for the benefit of other classes of debtors, where is the justification for granting a moratorium to the inamdars' tenants alone in respect of admitted dues?

" Another point that has been mentioned by the Hon. the Revenue Member is that, although in this section a whole period of two years running from 1st November 1933 has been set down, really it will not turn out to be in practical effect the full period of two years. For, some time will be taken up before the Viceroy's assent is received and that will be a deduction from the whole period of two years and if the next Bill becomes law by the end of this year,—practically this clause will have to be dealt with as part of the new Bill and the rights will ultimately be settled by the new Bill as between inamdars and their tenants—the difficulty of there being no forum being available for rent suits will be confined to a shorter period than two years. But even viewing it in that way, where is the justification for closing the doors of all courts for a class of His Majesty's subjects in respect of their admitted rights? Where is the justification for one class of debtors alone being specially favoured? That question has remained so far unanswered and there can be no answer and that is why it remains unanswered. It was rather extraordinary, Sir, that the Hon. the Revenue Member suggested that during this period there might be collusive actions in which the inamdars' tenants might play into the hands of the inamdars against their own interests and the object of this legislation was to afford protection to this class of tenants against their own suicidal collusive actions. I wonder if really all that you care for is to protect these tenants. Are you not making yourselves more than partisans by trying to give them protection even against their free will?

" Again, the hon. Member, Mr. Patnaik Mahasaya, said that the real object of this clause is to make it possible that rights conferred hereafter by the new Bill upon the cultivating tenants might effectively come into operation and might not be forestalled by anticipatory evictions brought about during the interval. Sir, what really does this argument on analysis come to? The argument comes to this. Hereafter by a new legislation, it may turn out that inamdars' tenants may be conferred occupancy rights. Therefore even in cases in which these occupancy rights are now found to vest in the inamdars themselves, let the inamdars stand deprived of them by way of anticipation even from 1st November 1933, in order that a new class of people might have the opportunity of getting those rights by fresh legislation. In other words, protection is afforded for future rights hereafter to be created by withdrawing the protection from rights which already exist under the law. Sir, it is a strange way of affording protection to legal rights by withdrawing the protection from existing legal rights in order that the line may be made clear for the creation of future rights.



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[Mr. K. R. Venkatarama Ayyar] [24th March 1934]

"Sir, both my Friend, Mr. Muniswami Nayudu, and the Hon. the Revenue Member employed language in the course of their speeches this morning calculated to give the impression that the intention of the Government is merely to introduce a Bill repeating identically the very amendments which were passed by a majority of this House in November last. If that is really the intention of the Government and that is going to be the Bill that is going to be brought forward early next session, I wonder what benefit is gained, or what purpose is served by the remit of this Bill this time by His Excellency and by His Excellency's refusal to assent to the amendments that have been passed? Well, my hon. Friends on the other side probably feel that they have a better opportunity of diving into the mind of His Excellency and knowing exactly what Bill is intended by His Excellency to be brought forward next time. But if really the object is only to repeat the amendments which were passed by a majority last November as fresh clauses in a new Bill, knowing as we do that there is the same voting strength in this House for the same clauses over again, I think that the remedy, in so far as the expropriatory character of the legislation is concerned, would be found in His Excellency withholding his assent to the Bill once again. A perusal of His Excellency's message will show that His Excellency is making no pronouncement one way or the other on the question of the expropriatory character of the amendments which were carried by a majority. Therefore, if merely the procedure has been found to be faulty and the expropriatory character was not the reason for the withholding of his assent, I think very little purpose is gained by withholding his assent. Unless care is taken in bringing forward the new Bill so to frame it as to give effect to the apparent considerations which underlay His Excellency's refusal to assent to the amendments, that is to say, remove the expropriatory character of the amendments recently passed, there is absolutely no good if the same feature reappears again in the new Bill. The only remedy will again be the refusal of assent over again by His Excellency.

"My hon. Friend, Mr. Ranganatha Mudaliyar, said that long ago he had stated that the inamdars would not be well-advised and would not be right in taking the matter from this House to His Excellency the Governor for the exercise of his special powers to withhold his assent and added that if the position was now found to be worse than if His Excellency had not refused assent, the inamdars must thank themselves for it. Well, it really means that the spokesmen on the other side are determined about it that this interval shall not be availed of for the purpose of enabling the Government to bring forward a better piece of legislation but only for bringing forward after some time the same amendments as parts of another Bill. If so, I think the other side is trying to show that they know much more of His Excellency's mind than others. It is not as if we on our side know what has been in His Excellency's mind. But if it is only intended that the same amendments should be considered over again

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and not amendments calculated to deprive the legislation of its expropriatory character, then, I say that the proper course would be not to bring this Bill forward before this House but to make it an issue before the country so that the electorate might give its mandate to the members. It is only a House so constituted that can pronounce finally and fairly upon the issue placed before it. I have pointed out the abnoxious features in the Bill before us, namely, the granting of a moratorium for one class of debtors alone in this country and the outlawry, as it were of one class, of His Majesty's subjects, namely, the inamdars owning 5,000 villages. This outlawry is absolutely unjustified and that is what is practically being forced on us as a result of retaining the proposed sub-clause and rejecting my modest amendment to it. If that is going to be the verdict of this House, I want Members who make themselves responsible for it, especially the elected Members, to remember that they will have to face the country so far as this issue is concerned."

The amendment of Mr. Venkatarama Ayyar was put to the House and declared lost.

A poll was demanded and the House divided thus:

*Ayes.*

- |                                 |                                   |
|---------------------------------|-----------------------------------|
| 1 Dr. P. Subbarayan.            | 9 Rao Bahadur P. C. Muthu Chetti- |
| 2 Mr. Yakub Hasan.              | yar.                              |
| 3 " K. R. Venkatarama Ayyar.    | 10 Mr. Basheer Ahmed Sayeed.      |
| 4 Rao Bahadur T. A. Ramalingam  | 11 " C. C. Subrahmanya Bhatt.     |
| Chettiyar.                      | 12 The Pattagar of Palayakottai.  |
| 5 Mr. T. C. Srinivasa Ayyangar. | 13 Mr. P. Peddi Raju.             |
| 6 " V. T. Arasu.                | 14 " Ahmed Meeran Sahib.          |
| 7 " A. B. Shetty.               | 15 " G. Simhachalam Pantulu.      |
| 8 " B. Pocker Sahib.            |                                   |

*Noes.*

- |                                                          |                                          |
|----------------------------------------------------------|------------------------------------------|
| 1 The Hon. Khan Bahadur Sir Mahomed Usman Sahib Bahadur. | 17 Mr. M. D. T. Ranganatha Mudali-       |
| 2 " Diwan Bahadur Sir M. Krishnan Nayar.                 | yar.                                     |
| 3 " Sir Archibald Campbell.                              | 18 " V. M. Ramaswami Mudaliyar.          |
| 4 " Sir Hopetoun Stokes.                                 | 19 " T. Narasa Reddi.                    |
| 5 " Diwan Bahadur S. Kumaraswami Reddiyar.               | 20 Rao Bahadur A. T. Pannirselvam.       |
| 6 " the Raja of Bobbili.                                 | 21 Mr. G. Ranganatha Mudaliyar.          |
| 7 " Mr. P. T. Rajan.                                     | 22 Khan Bahadur Yahya Ali Sahib Bahadur. |
| 8 Mrs. K. Alamelumangathayaramma.                        | 23 Mr. M. Devadasan.                     |
| 9 Diwan Bahadur V. N. Viswanatha Rao.                    | 24 Rao Sahib N. Siva Raj.                |
| 10 Mr. J. A. Thorne.                                     | 25 Subadar-Major S. A. Nanjappa Bahadur. |
| 11 " H. M. Hood.                                         | 26 Rao Bahadur R. Srinivasan.            |
| 12 Diwan Bahadur N. Gopalaswami Ayyangar.                | 27 Rao Sahib V. I. Muniswami Pillai.     |
| 13 Mr. R. Madanagopal Nayudu.                            | 28 Mr. M. Vedachala Mudaliyar.           |
| 14 " E. Conran Smith.                                    | 29 " G. Sriramulu.                       |
| 15 " T. Sundara Rao Nayudu.                              | 30 " P. C. Moses.                        |
| 16 Khan Sahib Syed Tajuddin Sahib Bahadur.               | 31 " P. V. Rajagopal Pillai.             |
|                                                          | 32 " V. G. Vasudeva Pillai.              |
|                                                          | 33 " P. K. Ramachandra Padayachi.        |
|                                                          | 34 Rao Sahib V. Dharmalingam Pillai.     |
|                                                          | 35 The Zamindar of Mirzapuram.           |
|                                                          | 36 Mr. M. A. Muthiah Chettiyar.          |



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Noes—cont.

|                                       |                                        |
|---------------------------------------|----------------------------------------|
| 37 Mr. A. V. Bhanoji Rao.             | 55 Mr. P. V. Krishnayya Choudari.      |
| 38 „ K. M. Duraiswami Reddi.          | 56 Sriman M. G. Patnaik Mahasayo.      |
| 39 Swami A. S. Sahajanandam.          | 57 The Zamindar of Chemudu.            |
| 40 Mr. H. M. Jagannatham.             | 58 Mr. C. Indrayya.                    |
| 41 Rao Bahadur D. Krishnamurti.       | 59 „ H. B. Ari Gowder.                 |
| 42 Rao Sahib P. Subrahmanya Chetti.   | 60 „ G. R. Premayya.                   |
| 43 The Zamindar of Kirlampudi.        | 61 „ K. Pattabhiramayya.               |
| 44 Rao Sahib C. Jayaram Nayudu.       | 62 „ P. M. Thangal.                    |
| 45 Diwan Bahadur A. Appadurai Pillai. | 63 Rai Sahib C. Kolanda Reddi.         |
| 46 Rao Sahib D. V. Narasimhaswami.    | 64 Rao Bahadur R. K. Venugopal Nayudu. |
| 47 „ Pandit Ganala Ramamurti.         | 65 Sir A. P. Patro.                    |
| 48 Mr. K. Kesava Ramamurti Nayudu.    | 66 Rao Bahadur C. Natesa Mudaliyar.    |
| 49 „ A. Ramakrishna Reddi.            | 67 The Maharaja of Venkatagiri.        |
| 50 „ Sami Venkatachalam Chetti.       | 68 Mr. M. B. Rangaswami Reddi.         |
| 51 Diwan Bahadur B. Muniswami Nayudu. | 69 „ C. Basu Dev.                      |
| 52 Mr. K. P. Raman Menon.             | 70 „ F. Birley.                        |
| 53 „ M. S. Sreshta.                   | 71 „ J. K. Metherell.                  |
| 54 „ A. Ranganatha Mudaliyar.         | 72 „ C. Krishnan.                      |
|                                       | 73 „ W. W. Ladden.                     |

Neutral.

1 Mr. M. A. Manikkavelu Nayakar.

Ayes 15. Noes 73. Neutral 1.

The amendment was lost.

1-15  
p.m.

\* Mr. K. R. VENKATARAMA AYYAR:—“ Sir, I now move my second amendment:—

*“ In the said sub-clause add the following after the words “ shall be liable to be ejected until the first day of November 1935 ” :  
“ except on the following grounds, i.e.,*

- (1) *that the tenant has wilfully denied the title of the landlord before the date of such suit,*
- (2) *that the tenant has intentionally and wilfully committed such acts of waste as are calculated to impair materially and permanently the value or the utility of the holding for agricultural purposes,*
- (3) *that the tenant has not paid within three months after the due date the whole or any portion of the rent due in respect of the holding,*
- (4) *that the tenant has collusively allowed a stranger to encroach on the holding or part thereof adversely to the interests of the landlord,*
- (5) *that at the end of an agricultural year the landlord requires the holding bona fide for his own cultivation or for that of any member of his family, and*
- (6) *that at the end of an agricultural year the landlord requires the holding or part thereof bona fide for building purposes for himself or any member of his family ”.*

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THE GOVERNOR

24th March 1934] [Mr. K. R. Venkatarama Ayyar]

These clauses have been modelled upon, and adopted word for word from, the corresponding clauses of section 14 of the Malabar Tenancy Act. This House, after great care and mature consideration, adopted this clause as necessary in the interests of Malabar landholders as against the tenants, who did not deserve in particular instances for faults of their own, to be continued any longer in the position of the cultivators of the land. After all it cannot be the object of this Legislature arbitrarily to put property in one class of persons by depriving another class of persons of it. Apparently with the object of furthering agriculture and sound husbandry, rights of occupancy or fixity of tenure are sought to be conferred on the cultivating tenants; provided that object is secured in a wholesome manner, it certainly is a worthy object, worthy of being achieved. But if the tenant in his turn abuses the privilege conferred upon him in any one of the many ways indicated in this amendment—for example by denying the title of the landholder under whose grant or under whom he has his existence, or if he wilfully commits acts of waste and thereby injures and not furthers the cause of good husbandry or agriculture—then certainly to retain such a man in further possession of the land is a danger. He abuses the fixity of tenure. Similarly it is due to the landholder and it is but fair play to him that he should have his rent duly paid to him. If any default is committed in this respect and after a further respite of three months also allowed, if this default is not rectified, then such a tenant appropriates the fruits not only legitimately due to him but also misappropriates the share of the landholder. Considerations such as these have resulted in the enactment of a similar clause as part of section 14 of the Malabar Tenancy Act. If the tenant collusively allows a stranger to encroach on the holding adversely to the interests of the landholder, the law which gives immunity to the encroacher by the favour of the tenant, is a lamentable law indeed. Therefore a collusive encroachment also has to be provided against by permitting eviction of such tenants."

\* The Hon. the PRESIDENT :—" The hon. Member may continue after lunch."

#### IV.—HIS EXCELLENCY THE GOVERNOR'S ADDRESS.

At this stage HIS EXCELLENCY THE GOVERNOR arrived at the Council Chamber and addressed the House as follows :—" Mr. President, and Hon. Members of the Legislative Council—

" When I last addressed the Legislative Council, I think there was a general hope that we had reached or nearly reached the end of the economic depression, and that recovery although it might be slow would be none the less sure. That hope, I regret to say, has not yet been fulfilled. Although the downward trend appears to be arrested, there are at present no signs of any immediate recovery, even a partial one, in agriculture, the main industry of this Province, though



[His Excellency the Governor] [24th March 1934]

in some other directions there has been an improvement. That being so, it is necessary that we take stock of our financial position. The fact that we have been able to balance our Budget, and indeed in one year even to show a surplus, has no doubt led the majority of the people of this Presidency to think that our finances are in a very prosperous condition. I do not wish for one moment to give the idea that there is any instability in our financial condition, but I do want to impress on every one that our present satisfactory condition has only been achieved by the exercise of the strictest economy and by foregoing for the present many schemes which we should like to adopt for the betterment of the people of this Presidency. The surplus which we obtained in the year 1932-33 was due to the unexpected recovery of the abkari revenue, but this improvement has not been maintained—indeed a reverse tendency has been apparent. The same applies to most other heads of revenue, and land revenue taxation has been remitted as far as possible without curtailing unduly the activities of the Government or compromising its financial position. The basic remedies for the depression can, I believe, only be found in economic measures which cannot be effectively initiated by any Provincial Government alone. The Government of India are alive to this fact, and a conference is to be held in a few days at Delhi to which representatives from this Presidency will be sent to examine the whole situation and if possible to devise some remedial measures. I am glad to have received two days ago a deputation of Hon. Members of this Council to put certain aspects of the case before me, and their recommendation will be submitted to the Government of India at this conference. Any such measures as may be adopted must necessarily be slow in their operation and we must look forward to the prospect of a struggle for some years to come to retain the financial stability which is ours at the present time.

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“ During the past season, one or two agricultural districts have been affected by violent storms which in one case, I am sorry to say, caused considerable loss of life, but it may be said that on the whole the season has been generally fair.

“ The Mettur Dam will shortly be completed, and the formal inauguration of the Cauvery-Mettur system of irrigation has been fixed for some time in August. It is satisfactory to note that the development of irrigation under the Project has not been so disappointing as was feared, and has approximated as nearly to the forecast as can be expected under the present economic condition and the consequent hesitation on the part of the ryots to take Project water at the price offered. Investigation is being pushed forward with regard to the Bhavani Reservoir Project and the modified Tungabhadra Project, and it is hoped that the result of the investigation of these two Projects will be sufficiently encouraging to permit of their execution.

“ It is a matter for congratulation that at a conference between representatives of this Government and of the Mysore Darbar held during September last satisfactory agreement and understanding were

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arrived at as regards a number of minor irrigation disputes which have been the subject of protracted correspondence between the two Governments for a number of years.

"The forthcoming abolition of taluk boards has been adopted with a view to secure, if possible, financial equilibrium for local boards. It is hoped to bring the new Act into force at an early date, and the Government are giving their earnest consideration to the steps necessary to ensure the smooth transition from the old order to the new.

"A comprehensive Bill amending the City Municipal Act is in process of preparation and will be ready for publication shortly.

"The Government have sanctioned the appointment from the 1st of March, 1934, of an officer on special temporary duty to make a study of the rice trade in this Presidency and to collect information and accurate data on various points connected with this trade. The materials collected by this special officer will be useful to the Provincial Marketing officer and to the Marketing Board both of which the Government propose to appoint early in the next financial year. It is hoped that it will thus be possible to effect a substantial improvement in the marketing of agricultural produce and to minimize thereby the effect on the agriculturist of the recent severe fall in prices, and also to aid the general economic recovery of the Province.

"The Government have decided to guarantee when the Act comes into force, both the principal and interest on future debentures issued by the Central Land Mortgage Bank which has now firmly established itself. The Government of India have, at the instance of this Government, agreed to amend the Indian Trust Act so as to include these debentures in the list of trustee securities. This measure is calculated to secure investment in these debentures by Insurance companies and other private and public bodies interested in long term investment, and to give long term credit facilities to agriculturists.

"I intend to make only one reference to the White Paper which I consider to be *sub judice* at the moment. It is of course easy to pick out a sentence here and a proposal there and by those means to condemn it, but I would ask Hon. Members and the public generally to view the proposals and to base their judgment on them as a whole and not piecemeal.

"For the first time in the history of Madras an Indian gentleman, Sir Mahomed Usman, has been appointed to act as Governor during the time that I shall be acting as Viceroy. I am sure that he will carry out the duties admirably, and I am also confident that he will receive from this Council the same loyal and unstinted support that has always been accorded to me.

"Owing to the uncertainty of the situation with regard to when the Reforms will come into operation, I have decided that the Hon. Members of this Council and the Presidency generally shall not be subjected to



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the expense and disturbance that a general election must necessarily entail, and the life of this Council will be extended one year from November next.

"Now, Mr. President and Hon. Members of the Council, it only remains for me to thank you for your labours during the past session, and to express the hope that you will be able to enjoy a pleasant rest from those labours. (Applause.)"

HIS EXCELLENCY THE GOVERNOR then left the Council Chamber.

\* The Hon. the PRESIDENT:—"The House will now adjourn for lunch."

After lunch—2-35 p.m.

III.—A BILL FURTHER TO AMEND THE MADRAS ESTATES LAND ACT, 1908, FOR CERTAIN PURPOSES (BILL No. 12 OF 1931)—CONSIDERATION OF AMENDMENTS RECOMMENDED BY HIS EXCELLENCY THE GOVERNOR.

\* Mr. K. R. VENKATARAMA AYYAR (continuing his speech):—"Sir, I was pointing out that though arbitrary eviction should not be encouraged and should be provided against during the period of transition, it is not fair that the recalcitrant tenant or a tenant who commits waste, or defaults for an unreasonable period to pay rents or encourages strangers to encroach on the holding, should be offered a premium for indulging in those misdeeds of his as against the inamdar. On this ground and on two other grounds which are brought out in the two last clauses of my amendment I have copied, as I said already, from section 14 of the Malabar Tenancy Act. They have already had legislative approval and it is but fair that, on these reasonable grounds at least, eviction should be permissible even during the interim period. The real object behind the Government amendment will be secured if my amendment is carried because it will prevent on the one hand arbitrary eviction by inamdars and on the other make competent, fair and justifiable, eviction on good grounds. I therefore ask that the House should take a dispassionate view of these amendments and deal equally and fairly by both sides in reaching decisions."

Mr. U. C. SUBRAHMANYA BHATT:—"I second it."

\* Sriman M. G. PATNAIK Mahasayo:—"Mr. President, Sir, there is considerable confusion of thought in the amendment proposed by my hon. Friend. He has not made clear the position of the ryot in inam villages. Of course, there is the contention on the one hand that he is a tenant at will and on the other hand that he has rights within the meaning of the Estates Land Act. Certain provisions go to show that he is a tenant at will or a tenant from year to year. To make the position clear, I would say that according to the English Law, the ownership of land vests in the sovereign and whoever holds lands has to trace his title to the sovereign directly or indirectly. On the other

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Permanent settlement, as has been explained in Privy Council cases, is but the fixing of the revenue which was variable before and that is why we find in estates which were not settled, the right of the zamindar to sell the property. There are cases of this sort also. The Privy Council held in a case which was settled only in 1905 that mortgages granted in 1896 or so were valid. There is also another principle involved in this. If this principle is not accepted, the foundation for the impartibility of an estate according to custom would disappear, because before a zamindar derives his title by virtue of the permanent settlement, there would not be sufficient period for the customary law to come into operation, for it will take effect only from the date of the permanent settlement. It was only shortly afterwards that such estates were held impartible by custom. If an estate is enjoyed before the permanent settlement, it was held to be impartible under custom and it was so held in the Chellapalli case. So, whether an estate is granted prior to the permanent settlement or after the permanent settlement, it makes no difference, because the zamindar was at no time the owner of the soil, and the zamindar has always been considered to be the assignee of the Government revenue. Even Government cannot be owners of the soil, but they have got only the right to collect the melvaram. If you do not accept that principle, then you will be cutting the very root of the principles on which ryotwari tenure is now held. What will be the position of the tenants if they are treated as ryotwari tenants from year to year? That means Government may eject them to-morrow. If that is the position with regard to ryotwari tracts, the position cannot be different in the case of ryots holding lands in inam villages or zamindari villages. So far as the zamindari estates are concerned, they are governed by the Estates Land Act, but with regard to inam villages, there are two classes of inams which are covered by clauses (c) and (e). Only with regard to inams under clause (d), there is some difference. What was carried by the Council in 1933 was the clause to be found in the Bill of 1905 and apparently owing to pressure of non-official opinion, the modification found in the Act of 1908 was agreed to by Government. It was therefore a clear departure from the principles of the Estates Land Act to this extent. That modification gave rise to a lot of litigation and you will find from memorials presented from time to time, everybody, zamindars, ryots and even inamdars, wanted that they should be saved from ruinous litigation. But, the Madras High Court consistently with the principles on which the Estates Land Act was based, held that the burden of proof was upon the inamdar. I refer to 34 Madras, a case decided by V. Krishnaswami Ayyar, J., in 1910. He also took a very active part in the passing of the Act of 1908 and he held that if an inam is situated in a zamindari, the inamdar cannot have any better right than the zamindar, but if it is situated in a ryotwari tract, then the burden of proof was upon him. That was the position. But in 1918, the Privy Council, again influenced



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by English law of landlord and tenant, held that the sovereign was the owner of the soil and they simply relied upon the preamble to Madras Regulation XXXI of 1802, as we find the preamble to all these regulations declare that the zamindars are proprietors and Government the owner of the soil, but subsequently, after due enquiry they held under Madras Regulation V of 1822 that the rights of ryots should not be interfered with by such language. Therefore, it is clear that the Privy Council was merely misled by the language of these regulations and that is now being taken advantage of by the inamdars. That is why we find a good deal of conflict of judicial opinion. In fact, in 41 Mad., and 43 Mad., the two decisions of the Privy Council could not be understood, in the way in which the Privy Council wished them to be understood, by a Full Bench of the Madras High Court, wherein it was held that the burden of proof was upon the ryot and then in 45 Mad., the Privy Council quoted with approval the proceedings of the Board of Revenue, dated 5th January 1818."

\* The Hon. the PRESIDENT:—"I thought the hon. Member would have exhausted himself. I would request the hon. Member to confine his remarks to the amendment before the House."

\* Sriman M. G. PATNAIK Mahasayo:—"I am explaining the point, Sir."

\* The Hon. the PRESIDENT:—"But, I think the hon. Member may reserve all these remarks when the proposed Bill comes up before the House."

\* Sriman M. G. PATNAIK Mahasayo:—"I am coming to the end, Sir."

\* The Hon. the PRESIDENT:—"I am glad to note that he is coming to the end."

\* Sriman M. G. PATNAIK Mahasayo:—"I am referring to the several conflicts in decisions of courts, and that is the conflict referred to in the message of His Excellency the Governor. That is why His Excellency was also misled, again owing to the influence of English law relating to landlord and tenant. That is the whole trouble. I am taking a great deal of pains to point out all these difficulties. The Privy Council also was misled in this way. The High Court Judges did not understand the rulings of the Privy Council in 41 and 43 Mad., and so there is a good deal of conflict. In fact, Sir, Judges of the High Court have stated that they could not reconcile the two Privy Council rulings in 45 and 47 Mad., and held that 45 Mad., was overruled by 47 Mad., but subsequently the Privy Council followed 45 Mad. There is therefore a good deal of confusion, because the principles on which the Madras Estates Land Act was based were departed from. That is the whole trouble."

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"Now, the complexity referred to in the message of His Excellency is also due to that. If the principles of the Estates Land Act and also of the land tenure not only in the Madras Presidency, but also of the whole India are clearly understood, there cannot be any difficulty in understanding the simple position that the inam estate under clause (b) must be an estate and that the ryot must have occupancy rights. In Bengal even minor inams, not only whole inams, are considered as estates. The law of Madras is not different from the law of Bengal in this respect.

"The first amendment of my hon. Friend, Mr. Venkatarama Ayyar, namely, 'that the tenant has wilfully denied the title of the landlord before the date of such suit.' This is applicable to a tenant in an estate governed by the Transfer of Property Act. My friend wants to bring it into line with the English law on the subject and that is due to confusion.

"Coming to the next clause in my friend's amendment, namely, 'that the tenant has intentionally and wilfully committed, etc.,' he entirely relies on section 151 of the Madras Estates Land Act. It is always open to the inamdar to go to a revenue court and avail himself of all the provisions of the Act. There is no reason why he wants this particular clause to be made applicable to the relationship between the inamdar and the tenant.

"With regard to the next amendment, namely, 'that the tenant has not paid within three months after the due date, etc.,' I do not understand the need for this clause. Even according to English law, if a man does not pay for three months, he must be given six months' notice before a suit for ejectment can be filed.

3 p.m. "In regard to the next clause, viz., 'the tenant has collusively allowed, etc.,' I do not think how he will be affected by it, because within twelve years the inamdar can eject a person who has so entered upon the land. I do not see how any person would allow any other person to enter the land to the detriment of his own interest. In that case if you want to take away all the land, you can have recourse to the Estates Land Act. Under section 186, it is open to a landlord to apply to the Collector for acquisition of land. You can do so. Therefore as I said there is a confusion of thought as to the relations of landlord and tenant under the English law and under the Indian law. Therefore, I oppose the amendment."

\* The Hon. Sir ARCHIBALD CAMPBELL:—"Mr. President, Sir, I am afraid I cannot accept this amendment. My hon. Friend, Mr. Patnaik, has dealt with this amendment at considerable length and I do not think that is necessary for me to add very much. I do not think, Sir, that the inamdars will suffer very badly on account of their being not



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able for a few months to take action under the various sub-clauses in my hon. Friend's amendment in cases where they claim the kudivaram right as well as melvaram right in land but have not obtained decrees to that effect. Such inamdars would be tempted by this clause to give notice to all their tenants under sub-clause 5 or 6, at the end of the current fasli and the tenants would then be ousted from their land; another strong objection to this clause is that if I accept it, it may be represented that I have admitted implicitly that the ryot of an inam is in the same position as the cultivating verumpattamdar in Malabar who has been given fixity of tenure by the Malabar Tenancy Act. The position is entirely different. The tenant who is benefited under the Malabar Tenancy Act is a sub-tenant of the janmi or of some intermediate tenant under the janmi and we recognize that the janmi as the pattadar has the occupancy right in the land. The whole point is whether these so-called tenants of the inamdars have occupancy rights in the land or are merely sub-tenants like the cultivating verumpattamdars on the West Coast. If we accept this amendment, we shall be giving away the whole position and admitting by implication that inamdars' tenants have no occupancy rights in any case. I cannot therefore accept the amendment."

\* The KUMARARAJA OF VENKATAGIRI:—"I am afraid I have also to oppose the amendment given notice of by my hon. Friend from Madura for the reasons dealt at length by my hon. Friend, Mr. Patnaik, and the Hon. the Revenue Member. Sir, in this connexion I may be permitted to state on behalf of the Justice Party, the Party to which I have the honour to belong, how we expect the Government to give effect to the assurance given to us by the Hon. the Revenue Member, this afternoon. Sir, in this connexion, I may also state as one who pleaded for some sort of safeguard against confiscatory legislation that we have assured ourselves that the case on behalf of the inam ryot remains unanswered, and that so long as it remains unanswered we have no hesitation to say that we support this legislation. It is also our hope Sir, that since there will not be a very long period between now and the day on which the legislation will be introduced, this amendment will be opposed by all sections. We are very sorry that this re-committal has been made. Anyhow, we are glad for one reason. Hereafter, it cannot be said with any justification that this legislation has been rushed through. For these reasons, I oppose the amendment moved by my hon. Friend from Madura."

The amendment was put and lost.

\* Sriman M. G. PATNAIK Mahasayo:—"Mr. President, Sir, I move—

*"that in the proviso to sub-clause (2) of clause 127, at the end add the words, "which has become final"."*

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“ We find in the previous paragraph that all the proceedings should be stayed. Unless the word ‘ final ’ is used it would appear there is some inconsistency. To make the intention of the draft of the amendment clear I wish to add the amendment. It becomes final when no appeal is preferred. Therefore, it is necessary to make the amendment clear.”

Mr. P. V. KRISHNAYYA CHOUDARI:—“ I second it.”

The Hon. Sir ARCHIBALD CAMPBELL:—“ I have no objection to accede to this amendment.”

The amendment was put and carried.

\* Mr. K. R. VENKATARAMA AYYAR:—“ I beg to move—

*‘ that in the said sub-clause after the proviso add the following:  
“ or to any proceeding in ejectment of a tenant for the grounds mentioned in section 151 of the Madras Estates Land Act or to any suit for the recovery of rent due from the tenant ”. ’*”

\* The Hon. the PRESIDENT:—“ Is it not covered by the amendment that has been thrown out? ”

\* Mr. K. R. VENKATARAMA AYYAR:—“ No. No doubt, the position is analogous, but not exactly the same. It cannot be said that it is the same.”

\* The Hon. the PRESIDENT:—“ The hon. Member may continue his speech.”

\* Mr. K. R. VENKATARAMA AYYAR:—“ No doubt, I first moved for the deletion of the words ‘ all proceedings involving decision whether or not the inamdar has kudivaram right in such a land. ’ When the question of jurisdiction becomes the issue, it would stand barred under that language. The indirect effect of it might be to hold up a trial of the claim for rent-dues. But it is different from the amendment which is a much more restricted amendment as I have now proposed in the fifth amendment. The question is whether the House really and in terms wants to shut out a trial by the munsif or the sub-judge of a claim for recovery of rent, which in future would fall due from the tenant on the footing that he is an occupancy ryot. Now the decision is directly whether it is a lessee or a tenant or an occupancy tenant, the suit may be stayed as has been resolved upon by the House. But, as it was not the intention of the House in passing that clause that the claim for rent proper should also stand prevented from being tried, I now put the *bona fides* of the House to test by putting this narrow amendment which is confined strictly to a trial of suits for rents leaving open the question of occupancy right being vested in one party or in the other and have a decree only in respect of the limited claim which is an admitted claim, namely, a rent due from the tenant. Is it the view of the House that even this should be closed and forbidden? Therefore, the vote of this House on this amendment will put to the acid



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test their claim that they are really not hitting the inamdar in essential respects and they are not preventing him from getting a decree for rent which in any view of the case will be found due. This is an amendment which is fair and justifiable. I hope the House will accept it."

Mr. G. SIMHACHALAM PANTULU:—"I second it."

\* The Hon. Sir ARCHIBALD CAMPBELL:—"Mr. President, Sir, I am afraid I cannot accept this amendment. A suit would be brought, I take it, in the civil court, only in cases in which the inamdar claims the kudivaram right. But the main question is whether he has any kudivaram right or not. A suit for recovery of rent by an inamdar who does not claim the kudivaram right could be brought under the Rent Recovery Act; the amendments proposed by His Excellency will not affect such proceedings. If the amendment now proposed by my hon. Friend is carried, the inamdars will be obtaining practically a decision in their favour on points which are to be considered later by this House when the further Bill is introduced. I cannot therefore accept this amendment."

\* The Hon. the PRESIDENT:—"I will now put the amendment to the vote of the House. The question is—

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*'In the said sub-clause after the proviso add the following: "or to any proceeding in ejectment of a tenant for the grounds mentioned in section 151 of the Madras Estates Land Act or to any suit for the recovery of rent due from the tenant".'*

The amendment was lost.

\* The Hon. the PRESIDENT:—"I will now put to the House amendment No. 7 of His Excellency the Governor. The question is—

*'Renumber clause 127 as sub-clause (1) of that clause and in the clause as so renumbered, for the words "nothing in this Act," substitute the words "subject to the provisions of sub-section (2), nothing in this Act" and, to that clause, add the following as sub-clause (2):—*

*"(2) No tenant in possession on the first day of November 1933 of any land in an inam village, not being an estate within the meaning of sub-clause (d) of clause (2) of section 3 of the said Act as amended by this Act, or admitted by the inamdar to possession of any such land subsequent to the said date, shall be liable to be ejected until the first day of November 1935 and all proceedings in ejectment of any such tenant and all proceedings involving a decision whether or not the inamdar has the kudivaram right in such land, shall be stayed until the first day of November 1935:*

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*“ Provided that nothing contained in this sub-section shall apply to any land the kudivaram interest in which has been declared or recognized before the first day of November 1933 to vest in the inamdar by a decree or order of a competent court ”.* ”

The amendment was carried.

\* The Hon. the PRESIDENT:—“ All the amendments referred to the Council have been passed. The Bill as re-affirmed with amendments will be again presented to His Excellency for his assent.”

#### V.—VOTING OF DEMANDS FOR GRANTS FOR 1934-35.

##### DEMAND XX—PUBLIC HEALTH—TRANSFERRED.

\* The Hon. the PRESIDENT:—“ The House will now resume the discussion on Mr. Basu Dev's cut motion under Demand XX.”

\* Rao Bahadur A. T. PANNIRSELVAM:—“ Mr. President, Sir, the other day, when the House rose, I was referring to certain pamphlets which had been issued by the Neo-Malthusian League of Madras and which had been, in fact, placed on the table of the House. Sir, one of those pamphlets was an extract of the proceedings of the House of Lords regarding this question of birth-control clinics. Hon. Members who had cared to go through that pamphlet would have known what it was that the House of Lords actually resolved upon in that case. In England, certain charitable and philanthropic institutions organized by private individuals or associations were carrying on work in maternity and child welfare and for that work the Government was giving them a certain grant. One of the conditions which at that time had to be conformed to before this grant could be earned was that nothing connected with birth-control, either by way of instructions or otherwise, should be encouraged or countenanced in those institutions. All that the House of Lords resolved to do was to remove this condition the compliance with which was necessary for the purpose of earning the grant. Therefore, the attitude recommended by that resolution was merely one of removing a restriction on private persons unconnected with the Government, carrying on work in favour of birth-control. Sir, to interpret the proceedings of the House of Lords, or to consider that pamphlet as being in support of an agitation for the establishment of birth-control clinics by Government as part and parcel of its medical institutions is, it seems to me, wholly unfounded. Even to-day the Government in England has not given any official recognition to these birth-control clinics, nor do these things form part of any of the public institutions maintained out of public funds. We have it on the very high authority of no less a person than Justice Sir Ramesam, that even in countries like France and Italy, the Governments have never recognized or advocated birth-control. Nor have they actively rendered any assistance towards birth-control propaganda. But, we know that, in spite of this governmental indifference, the people of those countries



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had been increasingly adopting birth-control methods—on such a devastating scale that their Governments have been moved away from their attitude of indifference to an attitude of active antagonism towards the birth-control forces. In Italy, Sgr. Mussolini has found it necessary to ban any reference to birth-control and even in our neighbouring town of Pondicherry we find that the French Government have promulgated a law that anyone who advocates birth-control or advertises articles connected with birth-control or exhibits them for sale is liable to be prosecuted. Sir, we here do not want this Government to adopt that attitude. We do not want this Government to condemn birth-control by legislation or otherwise. We do not want them to issue an order to their servants that they are not to give any instruction in birth-control. All that we say is 'Hold back your hand' as the Governments in the West have been doing. This idea of birth-control is a thing borrowed from the West. However much certain persons may proclaim that the Hindu Sastras of the ancient days have advocated it, we all know that this is an idea borrowed from the West. So now, if you are going to borrow this idea from the West, you must also borrow the attitude of the West towards it and adopt the same indifferent attitude which the West has been adopting. We do not want the Government to go an inch further than that. I find it necessary to emphasize this particular point because in certain quarters our attitude towards this question has been completely misunderstood. We have heard it said by certain people that the Catholics are not merely not for birth-control but that they want to force their views down on other people. As I explained the other day, that is certainly not our attitude. We only want the Government not to give any countenance to this. We do not want them to issue any instructions to their subordinates that they should or may give instructions for people who seek it. In fact the issue of a circular to their subordinates that they are free to give instructions to anybody that might seek them is unnecessary and uncalled for. To-day I am not aware of any rule which prevents a medical officer from imparting instructions in these matters if it is really sought and if a medical officer feels so inclined.

"Sir, into the merits of the question whether birth-control practice is an evil or an advantage, I do not propose to go. For the last few months this question has been engaging the attention of the public of this Province and arguments *pro* and *contra* have been advanced *ad nauseum*. Certainly, those arguments could not be put forward by me more ably than has been done. I would only say this: if you want any further idea in the matter let hon. Members have recourse to that excellent pamphlet called 'Birth-control—a Death-trap' which has been circulated, though non-officially, to hon. Members of this House.

[At this stage the Chairman (Mr. M. A. Muthiah Chettiyar) occupied the Chair vacated by the Hon. the President.]

"Before concluding, I should just like to advert to a matter which has been already touched upon by my hon. Friend from South Kanara and that is the attitude which certain Government officials have been

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adopting in this connexion. Sir, the Hon. the Law Member seems to have completely misunderstood the point which my hon. Friend, Mr. Sreshta, wanted to make. Mr. Sreshta, I am sure, did not by any means intend to say that Justice Sir Ramesam was not entitled to have his views. He is certainly entitled to have his views and also to express them openly on any platform on any matter provided it did not raise severe controversy and provided the Government had not to come to a decision on it. Sir, this is a matter which, though according to certain people, of a social character, has assumed during the last few months, considerable political importance. Agitation has been carried on, on both sides and people are waiting to know the final decision of the Government in the matter.

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“And all that I wish to say is that, for a gentleman occupying the position of a High Court Judge to enter the open arena on a matter of this character is to say the least of it, putting the other side completely at a disadvantage. And regarding certain of his speeches on this matter, there is one particular point to which I think it necessary to draw special attention on this occasion. In cataloguing the various groups of humanity, which according to him are adopting birth-control, he is able to include, in one sweep the Hindus; because the Sastras, according to his interpretation, accept birth-control, and so all Hindus are in favour of birth-control. As regards the Muslims, he somehow concludes that they are in favour of birth-control, and the Protestants are all in favour of birth-control because the Lambeth Conference by a majority so decides. Not content with all this array, the small community of Catholics, he is unable to leave out completely; for he goes on to say that the Catholics, though in theory opposed, are, a large number of them, in practice actually adopting birth-control. I only want the House to realize the implications of that statement. Does it not mean that the Catholic community or at least a large section of the community is preaching one thing and practising another, that they are leading, so to say, a double life all the 24 hours and that they are in fact humbugs. (Laughter.) Sir, this is the meaning of his statement.”

MR. U. C. SUBRAHMANYA BHATT:—“On a point of order, Sir, is it in order for an hon. Member to criticize a gentleman who is not before the House, and so who will not be able to answer the criticism?”

\* THE CHAIRMAN:—“I would draw the attention of the hon. Member to the remarks of the Hon. Law Member that Government are not responsible for the private views of High Court Judges.”

\* RAO BHADUR A. T. PANNIRSELVAM:—“Sir, my remarks are not aimed at Justice Ramesam; they are all made by way of criticizing Government, who are responsible for the action of the servants in their employ. When these gentlemen get upon platforms and begin to attack particular communities, what other course, or remedy has one except to appeal to Government through this House? It is only by way of criticizing the Government that I refer to this matter.”



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Mr. SAMI VENKATACHALAM CHETTI:—"You cannot take Government to task for the extra official duties of their servants."

\* The CHAIRMAN:—"I have already drawn the attention of the hon. Member that this is a matter of social reform, and as pointed out by the Hon. the Law Member the other day Government cannot be held responsible for the private views of their servants."

Rao Bahadur A. T. PANNIRSELVAM:—"Sir, I was particularly referring to the remarks regarding my community . . ."

\* The CHAIRMAN:—"Order, order."

\* Rao Bahadur A. T. PANNIRSELVAM:—"Sir, I want to explain myself. I was only complaining about a remark that he made about a community, to which I have the honour to belong and a community which I represent in this House. It seems to me, Sir, that when that community is insulted by whomsoever it might be, it is my duty to protest against that, and I shall not pursue that subject any further."

"Mr. Basheer Ahmed also referred to another question, and that is about the National Health Association of Madras having been refused the grant which they were receiving previously. It seems to me it would have been helpful to us if the hon. Member had told us what exactly was the kind of work which that association was doing, so that we could judge whether that work is being done more efficiently by somebody else, and whether the work was worth voting for. I now learn that all the work which this association is carrying on is the delivering of a few lectures occasionally within the city of Madras. I also understand that the Corporation has for some time now launched out on a large campaign of health lectures in various parts of the city almost every day in the week. I am told by as high an authority as Dr. Natesa Mudaliyar that health lectures with the aid of magic lanterns are being delivered in as many as six places every day. There are also special lectures held for women. I do not know if the National Health Association is intended merely to carry on a similar kind of work; and if therefore there be not overlapping in their work, and if so is it worthwhile allotting any public funds on that behalf."

Mr. BASHEER AHMED SAYEED:—"On a point of correction, Sir . . ."

Rao Bahadur A. T. PANNIRSELVAM:—"Is it a point of order, Sir . . ."

\* The CHAIRMAN:—"It is not a point of order."

Mr. BASHEER AHMED SAYEED:—"On a point of personal explanation, Sir . . ."

\* The CHAIRMAN:—"I don't think the hon. Member has spoken before."

Mr. BASHEER AHMED SAYEED:—"I have spoken some time back and it is to that the hon. Member from Tanjore is referring. I have said in my speech before, that there is scope for starting more than . . ."

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half a dozen associations of this sort in the city; and that instead of the mortality rate falling down we see it increasing and that is a justification for Government starting National Health Associations."

\* Rao Bahadur A. T. PANNIRSELVAM:—"I should only wish to say that coming as I do from the mufassal I should enter my caveat against the granting of any sum of money for a purpose which is already being done by the Corporation. If there is really further scope for doing this sort of work the Corporation would as well do it.

"I may also state that side by side with the National Health Association there is another body which was started under very good auspices, in fact under patronage of Lady Willingdon. It has been carrying on work on a very efficient standard, and on a line which does not come into conflict or overlap with the work which is being carried on by the Corporation. Their sphere of work is not limited to the city; it extends to the whole Province. They are engaged in doing valuable service connected with the health of the Province. They are also holding conferences connected with health work, and in such conferences they decide their future plan of work. And their work has been commented upon favourably by several persons competent to speak about the matter, namely, the Director of Public Instruction, the Director of Public Health and the Surgeon-General. It seems to me that such a body as that deserves every encouragement at the hands of the Government, and when even that body has not been allotted any grant for the last so many years, I certainly am not able to see how Mr. Basheer Ahmed can justify the claim of the National Health Association.

"Just one word, Sir, about the office of the Director of Public Health. That is a work which requires not merely a knowledge of the technique of the subject but one which requires a thorough knowledge of the whole Province. For a post like that we want a person who has not merely the requisite professional knowledge; he should have had considerable previous experience of the people, and should be able to get into close touch with presidents of local bodies and chairmen of municipalities. I may say that if the scheme propounded by its founder, the late Raja of Panagal, was an immediate success, it was in no small measure due to Major Russell, who was the first Director of Public Health, who began by acquainting himself with the state of things in almost every part of the Province, who made it a point to meet every local board president during his tours, discuss details with them, and then after in this way gaining considerable experience, he was able to launch forth a scheme which showed substantial results. It seems to me that because of his success he was retained in office for a fairly large number of years, and in filling up the place, which I understand is falling vacant in the near future, I should suggest to Government, if I may, that the claims of the Assistant Directors, who have past experience in the field of health should be considered."

\* Rao Bahadur C. NATESA MUDALIYAR:—"Sir, I thank you very much for giving me this opportunity to speak. Coming first to what



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our friend, Mr. Basu Dev, said that there is a monopoly of all the posts by one community in the office of the Director of Public Health and that there is indiscipline, Sir, this does not come as a surprise to me. If the number of people in position are of one community, they will not give opportunities for members of other communities to thrive. That is why I have been saying all along that people belonging to different communities should be represented in an office or in a district or taluk. I am not saying that all people who are in high positions will favour their own community. There are several exceptions. I know Hon. Sir Usman is in high position and he is fair to all communities; the Hon. the Chief Minister is anxious to mete out justice to all communities. On the other hand, we have our Hon. Mr. Rajan who, not only does not do anything for his own community, but goes out of the way to do harm to his community. (Laughter.) So that, what I urge is that men from all communities should be represented in every office. So, I request the Hon. the Chief Minister to see that proper measures are taken in this matter. Till now we have been saying that every post in an office was occupied by the Brahman; that is gone now. Now any community that is predominant does harm to other communities. So, it is not the Brahman that we should take care of now but any community that tries to monopolize. I say all higher posts in an office should not belong to one community. There was one medical officer who was in charge of malaria work in Mettur. When the League of Nations Malaria Commission toured round India, they praised his work in the following terms:

‘At the Mettur Dam where medical treatment and hygiene are so well organized, a malaria epidemic was stopped at the Salem camp and the splenic index reduced from 47 per cent to 7 per cent by treating the sick for three weeks and also by giving quinine as a preventive.’

Due to the organization of this officer, the rate of attack was brought down from 47 per cent to 7 per cent.

“And then, the League of Nations Malaria Commission go on to say:

‘The Mettur Dam works on the Cauvery river (Madras Presidency) although in a less malarious country have produced a far more interesting problem.’

“Then again, they say further:

‘We are convinced that if this work had been in progress at the time of our visit we are sure that it would have been shown to us as just as successful a piece of work as, for example, the protection of the labour camps in Mettur.’

Out of the twenty photographs of all the works found all over India including the Mysore State, we have got six of them belonging to Mettur alone.

“Sir, although the work of the officer is praised by the League of Nations Malaria Commission, he is not wanted in Mettur, perhaps because he does not belong to the community which is not prominent there. He is not wanted by the people in office of the Director of Public Health, because though he is an Indian Christian, he does not belong to that Christian community which is predominant in the office of the Director of Public Health. The Madras Indian Christians do not want

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him. Whereas, the Indian Christians of Mangalore want him and go to him.

"Then, Sir, with regard to the post of Director of Public Health, it is a Provincial appointment and there ought to be a Provincial Indian there according to the report of the Royal Commission. But now we have got an Anglo-Indian I.M.S. officer. I request the Hon. the Chief Minister to note that the family to which Major Hesterlow belongs is a well-known medical family of the Presidency and Major Hesterlow himself is an able man and I therefore appeal to the Hon. the Chief Minister to see that Major Hesterlow is made permanent as Director of Public Health. The appointment of Director of Public Health was overdue to him.

"Sir, I am extremely thankful to my hon. Friend, Mr. Pannirselvam, for having spoken about health propaganda. I believe I am one of the Committee members and also Mr. Basheer Ahmed Sayeed. The Corporation men are doing intense propaganda in the city of Madras, two meetings for a day for the northern range, two for the southern range of the city, one for women in the north and another for women in the south. The National Health Association hold similar meetings once in a way. Their meeting is a fifth wheel to a carriage. They are overlapping. We have got a new Surgeon-General as the President of the Board and a new Secretary. I hope these authorities concerned will divert their work in more useful directions. I hope hereafter at least the work of the National Health Association will not overlap the intense work done by the Corporation of Madras.

"Another thing about which my hon. Friend spoke was that relating to the Health Propaganda Board. When the Corporation refused to co-operate with the National Health Association in holding the Annual Health Exhibition, I strongly fought for the association. When Mr. Muthiah Mudaliyar was the Minister I approached him for a larger grant. The result of it was the association tried to stab me in the dark. The methods employed to achieve this is not, to use mild language, desirable. They caused mental agony and torture to a number of people who were earnestly and sincerely carrying on unprecedented health work in the city."

\* The CHAIRMAN:—"The Hon. the Chief Minister requires 20 minutes to reply. So, I hope the hon. Member will finish his speech soon."

\* Rao Bahadur C. NATESA MUDALIYAR:—"This health propaganda is catering to some of the needs of the district boards and municipalities of almost the whole Presidency. In Madras, besides many institutions, there are about forty-four schools which are benefited by the work of the Health Propaganda Board. This is what the Director of Public Instruction says in his foreword concerning this work:

"I have derived much pleasure and profit from a study of the papers at the Conference of Medical Inspectors held in Madras in August last (1932). The conference which was the first of its kind in this Presidency has doubtless rendered excellent service to the health supervision movement in schools by drawing atten-



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tion to its chief defects. The Health Propaganda Board deserves thanks for having brought together experts from different parts of the Province for this purpose.

and he concludes by saying:

‘The papers read before the conference and the speeches delivered are of definite interest as indicating the lines of future progress.’

“Sir, Major Sprawson and Colonel Webb (the Director of Public Health) have spoken very highly of the excellent work which the Board has been doing. We are greatly obliged to Colonel Webb for the deep interest he has taken in the working of the Health Propaganda Board.

“Being a medical man myself they want me to speak on birth-control. My opinion is that birth-control should be practised only on medical grounds. It is an experienced medical lady that should give advice to a lady patient on medical grounds. To increase the period between the births also comes under medical grounds. Birth-control in fact is wanted in some places, but it is not wanted in others. It is not wanted in Italy, perhaps it is the reverse in some other countries. Let us wait and see how things get on in our country.”

\* The Hon. the RAJA OF BOBBILI:—“Within the short time at my disposal, I may briefly refer to the points raised by hon. Members. Mr. Basu Dev wants me to bring in a consolidated Public Health Act. I remember seeing the various drafts connected with the details of this scheme and on a further examination of those details it was found that such a consolidation required a good deal of funds which could not be found at the present time.

“My friend, Mr. Basheer Ahmed, mentioned about the National Health Association and the grants made to it. Some others mentioned about Health Propaganda Board. Sometime back the Government advised both these bodies to amalgamate and act as a single association. I am sorry these attempts have failed. This year owing to the necessity of granting land revenue remissions, the usual grants to all the departments had to be reduced and in that connexion it was found that that organization had sufficient funds at its disposal to carry on their work for this year and so the grant was stopped. Government have however promised that they would give a grant of Rs. 1,000 if the Board is able to raise a similar amount itself.

“My friend, Mr. Krishnayya Choudari, has brought to my notice the undesirability of cancelling the Government Order with regard to the appointment of midwives. It is not quite correct to say that the Government have prohibited the appointment of midwives. As a measure of retrenchment Government issued an order that in future they would not be able to pay subsidies for these poorer boards. It is still open to them if they can find necessary funds to appoint additional midwives.

“Another point he mentioned is about the system of compulsory vaccination. I shall consider that point.

“My friend, Mr. Koti Reddi, suggested that Government should provide suitable text-books dealing with public health matters. I believe

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there are certain text-books already available dealing with this subject and I will consider how far Government will be able to help the public in this direction. He has also stated that the Ceded districts deserve special treatment with regard to water-supply in rural and urban areas. We have sanctioned a number of schemes in recent years. Special treatment has been given to Ceded districts. As a rule we have been giving three-fourths as grant and one-fourth as loan. As regards Cuddapah municipality on an examination it has been found that the municipality will be able to meet the cost on half loan and half grant basis. The scheme has been sanctioned on this condition.

“Many hon. Members have mentioned about the question of permanent appointment of Director of Public Health. The matter is still under consideration and I am afraid it will not be possible for me to say definitely what decision the Government will take. But I may state that no Provincial Government will be willing to go outside its Province for filling up a Provincial post if a suitable man is available in that Government. I do not wish to go outside our Province if we can get a suitable man here.”

Mr. SAMI VENKATACHALAM CHETTI:—“Have not Deputy Directors of Public Health been found suitable?”

The Hon. the RAJA OF BOBBILI:—“The claims of all the men now available in the Province as well as Assistant Directors of Public Health will be taken into consideration before Government pass their orders. In this connexion I may also state that these are technical appointments. We have to take into consideration the opinion of technical advisers of the Government on this matter. As I have said before no decision has been arrived at on this question and I shall certainly do my best to avoid going outside the Province for this appointment.

“Before I conclude, I will have to refer to the subject of birth-control which since our discussions last year has assumed some importance in this Province. Much of the criticisms which have been levelled against Government in the Press and on the platform during recent months seems to be misinformed and misguided. They have assumed that Government are going to do many things which they have not been considering. As far as Government are concerned, they have no intention at present of starting any birth-control clinics or birth-control propaganda.

4 p.m. “For the present, it is no doubt a very difficult matter for Government to take any action. In matters like this, it is for the public opinion to assert itself first one way or the other. As far as Government are concerned, I believe it is not necessary to go into the matter on its merits or take any decision on the subject. They consider that it is part of the duties, the professional duties of medical officers to give such advice as they consider is in the best interests of those who seek such advice and it is not for the Government to say what advice a doctor should give on professional matters. Of course, I find from one side criticism levelled against Government for actions which they might probably take and from the other side criticisms levelled against Govern-



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ment for their inactivity. Whatever might be the course of action which Government will have to follow in future—because this problem of population will no doubt have to be tackled by Indian statesmen before very long—as far as Government's intentions at present are concerned, they do not wish to take any action which is calculated to be in advance of public opinion at the present moment. We, therefore, consider that this is not a case in which Government can take any active measures one way or the other and I do not see how any community belonging to any religious denomination can take objection when the Government consider that this is a matter which should be left to the medical profession to tackle in accordance with what they think are the best interests of the patients that go to them. As a matter of fact, my own information is that even now, when patients go to doctors, they do give advice on birth control methods. What Government would like to ensure is that when such advice is given, only proper advice is given which is not harmful to the public. Apart from this, as I have stated clearly—and I do not want to leave any misapprehension in the minds of any one—Government had never had any intention and have no intention of either starting birth control clinics or carrying on public propaganda. As a matter of fact, this question has been under the consideration of the Government since last year and we have not come to any conclusion on it, nor have we any cut and dried plan."

Diwan Bahadur C. S. RATNASABHAPATI MUDALIYAR:—"If local bodies start birth control clinics, will the Government support them?"

The Hon. the RAJA OF BOBBILI:—"You start them and the Government will then consider the question. I wish to conclude my remarks by saying that the apprehensions expressed by various Members that the Government are going to do something is unfounded. Whatever actions the Government may do, they will be so devised as not to give any offence to any minority or any community in this country. In this connexion I wish to read a short extract from the speech of Sir John Megaw, who emphasized the need for India facing the problem of her population which is calculated to reach the limit of 400 millions in 1941. He has said that India has now become a most populous country in the world and it will be necessary for Governments and Indian statesmen to take up this problem before it is too late. (Mr. Hameed Khan: 'Earthquakes will take care of them.') There are various methods by which this problem can be and has to be tackled and I hope this question of birth control will not be the only solution and that the public will not consider that whenever this problem of India's population is mentioned, they would not consider that it refers only to birth control. But all those who speak so vaguely and loosely about increasing the standard of living will have before long to devote their attention to this question of population and devise methods and means by which this problem, which in the opinion of some, will be a danger to the country, could be faced."

The cut motion was, by leave, withdrawn.

The Demand was put and carried and the grant was made.

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## DEMAND XXI—AGRICULTURE—TRANSFERRED.

\* The Hon. Mr. P. T. RAJAN:—" Mr. Chairman, on the recommendation of His Excellency the Governor, I move—

*' that Government be granted a sum not exceeding Rs. 16,78,400 under Demand XXI—Agriculture—Transferred '."*

Mr. G. R. PREMAYYA:—" Mr. Chairman, I beg to move—

*' that the allotment of Rs. 2,700 for Agriculture—Direction—Pay of Officers, be reduced by Rs. 100.'*

I want to criticise the policy of Government in regard to agriculture.

" Sir, India's greatest problem is food-supply. Before I proceed further I want to quote a few statements made by some distinguished personages in support of my contention. Sir W. W. Hunter once said:

*' The English in India are now called upon either to stand by and witness the pitiless overcrowding of masses of hungry humanity or to aid the people in increasing their food-supply to meet their wants.'*

The Hon. Mr. F. Nicholson, Member of the Viceroy's Council, once rightly said that agriculture in India is starved by the Government with the largest land revenue in the world. Mr. W. Cook also on one occasion said that there is no more pathetic situation in the whole range of human history than to watch these dull patient masses stumbling in their traditional way along a path which can only lead to suffering. Sir H. S. Cunningham rightly estimated that 90 per cent of the rural and 80 per cent of the total population of India is closely connected with land and that from these unfortunate people the Government of India draws the largest revenue. In other words, the largest revenue is drawn from the poorest peasants in the world. Sir, these are not my own statements; they are the statements made by Britishers themselves. Keeping these statements in view, I shall see if I can make any suggestions to the departmental heads. I should like to deal with the subject item by item and first of all I will take the question of agricultural education. Now this department gives practical training in agriculture to the boys in some of its schools. But the course offered to the boys in this respect is not very encouraging. The department has also opened farm-labour schools at Anakapalle, Coimbatore and Palur, but these three schools are not at all promising. Another step which the department has taken is to open the vocational school at Muthanandal. This school is maintained by the district board of Ramnad. Agriculture is introduced in the curriculum of the school and a diploma-holder in agriculture has been added to the staff. The result of this remains to be seen. The department also started some agricultural middle schools. But the school at Anakapalle was closed after having been in existence for two or three years. The same was the case with the school at Taliparamba which was also closed after a short time. The one at Kalahasti was never opened. The last one is at Usilampatti. It is still living, but it may die a natural death after some time. There is one Central Agricultural College at Coimbatore which is doing splendid work, but



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year by year the college is attracting less students. Sir, the schools started by the Government here and there have not given good results. In my speech last year on this Demand, I very vividly pointed out to the Hon. Minister that agricultural education given to the students of France had saved a lot to that country. France has an optional course in agriculture in her primary schools. Not only France but Holland and several other countries also. Several European countries have saved much by the agricultural education given to their students in the primary and middle schools.

"In our Presidency the Government have started schools separately for imparting instruction in agriculture. Last year I advised the Government to add this course to the regular course. Nothing has been done. They are not trying in any way to diffuse this education to the masses. Government have done something by way of legislation. Government have passed some Acts—The Cotton Ginning Process Act, The Cotton Transport Act, The Cotton Central Act and lastly The Commercial Crops Act. All these Acts go to show that the Government are trying to avoid their responsibility to the country. If young men and adults know something of agriculture, they will be in a position to supervise their lands. Agricultural education is very bad as I said. 4-15 P.M.

"We want great improvement with regard to cattle. According to the last census, we have 3 crores of people in India. There are 26 crores of domestic cattle in India. This figure excludes sheep and wild cattle of the jungles. This works out to 65 head of cattle for every 100 of the population. Hence in the densely populated areas there is very keen competition, economic competition between human beings and the cattle for the produce of the soil. My observation leads to the inference that over 90 per cent of the cattle are an economic loss to the country. The Indian cow does not pay either by way of milk or by offspring. A student of Indian Economics cannot but admit that the enormous number of cattle do not pay their way; so they are very serious economic drain to the whole country. It is not more cattle but better cattle that India needs. Without fear of contradiction I can say that the English cows give 4 or 6 times more milk than our Indian cows. When America are using our Indian buffaloes for milk, why not we import American or English cows to our country? If we can get rid of the enormous number of worthless cattle, we can save more money from the department by abolishing three-fourths of the establishment.

"From cattle I pass on to crops. Let me tell you something about our staple crops, according to the present distribution of circles. I can prove that the Seventh Circle produces 60 per cent of rice; the Sixth Circle—50 per cent; Fifth Circle—47 per cent; Fourth Circle—40 per cent; Second Circle—26 per cent and the First Circle—24 per cent. This shows that the staple crops of our Province is increasing. When the Madras Presidency is producing this much of paddy, why should not our Hon. Minister take some action in the matter? I learn that

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he did something in this direction. Why should Assam rice be imported into our Province when we have enough rice here for our people? Why should surplus paddy be imported in our country? Supposing our people are trying to purchase paddy from Assam, the Hon. the Minister should put a stop to such import and move the Government of India to do the same. When paddy does not sell, if rice is imported from other countries, the ryots would be in a very bad and miserable condition. I shall try to explain the miserable plight of the ryots. Ignorant as they are, they do not invest their money in banks. Year after year the surplus money they have, is invested in purchasing extra land. So, all they have now is land, and nothing else. They do not have money; but they have land. Land produces only paddy; what the people do not have, the Government want; the Government wants the kist to be paid in money and the ryots do not have any money but only paddy. The Government wants money; they do not like to take the kist in kind; so the ryots feel they are between the devil and the deep sea. At this stage when the ryot finds it difficult to get money for the produce of the land and when he is not able to find out any other better crop to be raised from his land, this department should come forward and try to help him. Although the Hon. Minister has promised many a time that he would give his best consideration, I do not think he has done any good to the ryot up till now. The other day, to one of my questions he replied that he is trying to improve the condition of the ryot by advising a better crop to be grown on paddy land.

“One point more, Sir, and I will finish. We have many crops which produce oil-seeds; these oil-seeds are imported into England; by doing so the country loses heavily. We get oil from England; we get oil-cakes from England; we export oil-seeds and we get oil and oil-cake from foreign countries. Instead of exporting these oil-seeds, if we make use of the seeds in this Province itself, we will get oil-cakes for fertilizers and we will get them cheaper also. We have groundnut, gingelly and castor-oil seeds. These three oil-seeds will give lot of oil. We will get oil at a cheaper cost and we can give oil-cakes to our cattle which will be of great help to the ryot. Fertilizers are sold in our country at a very high rate. If the Hon. Minister wants to help the ryots, he can do so, by introducing machines to crush bones. Green manure, oil-cakes, etc., will be of great use to the ryots. If the Hon. Minister would advise the ryots, with the help of his experts, they will be greatly benefited. If that is done, the ryots would not feel the economic depression so much. With these words I move my cut motion.”

MR. P. V. KRISHNAYYA CHAUDARI:—“Sir, in delta districts we are growing plenty of rice; the Agricultural department have not suggested any other crop which is suitable for wet cultivation. No doubt they have this year suggested growing sugarcane for paddy. But all on a sudden the Government of India have imposed excise duty; so the ryot is not able to understand whether it will be a paying



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crop to him especially when he has to incur great expenditure in raising the sugarcane crop. So the Agricultural department must take immediate steps and suggest some other crop which is suitable for wet land in delta areas particularly. There is no use of producing more rice at the present day. On account of low prices, the Government have to grant remissions in land revenue. It is the duty of the Agricultural department to suggest some other crop for replacing the rice crop; if that is done, the ryots would not demand any remission at all. In deltas, there are no demonstration plots which have wet lands. So, the Government are not making experiments in their own demonstration plots and show it to the ryots. What they are doing now is this: if we inform them that we will use our own land for the purpose, they supply us with some manure got from certain companies as an experimental measure. The department have no wet lands of their own in their demonstration plots and they do not demonstrate to the people by raising the crops in the Government land itself. In Kistna—Western division—also I know definitely that there are no demonstration plots. If we say that we are willing to give a portion of our land, then they ask us to try the experiment on our own land. If the ryot refused to try the experiment on his own land, the Government have no land of their own to demonstrate the experiment. What I say is that the Government must have some plots of their own and arrange some demonstration which is suitable for wet land areas. In a district where there is wet land only, there is no use of giving some demonstration on a dry land.

"I request the Government to see that the Agricultural department renders more help to the ryots. Another point I wish to refer to is this: the Government have not started agricultural middle schools on account of retrenchment. Though they need not start such schools now, they can change the curriculum of studies in the schools. If this subject is introduced in secondary schools, students who have completed the School Final Course may take to agriculture instead of roaming about, without doing any work. If the students are given some knowledge of agricultural work, it will be of great benefit to them and when they go out of their schools, they can look after their fields. Students who have studied up to the School Final Class will know something about agriculture. If instruction is given in Agriculture in the high schools, it will be of great use to agriculturists.

"Sir, the Guntur district is producing a large quantity of tobacco of a high quality, of many varieties. The Imperial Tobacco company is doing more propaganda in this respect than the Agricultural department. As a matter of fact, the Agricultural department has not taken any steps for improving the quality of the tobacco or encouraging its production. Though we have passed a Bill for giving marketing facilities, I am sorry no attempt is being made in the Guntur district to improve the condition of the tobacco industry. About two years back, the tobacco-growers produced tobacco on a large scale; but unfortunately the Imperial Tobacco Company did not buy a sufficient

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quantity from the people for export purposes; with the result that the people lost from 60 to 70 thousand rupees. The ryots were not able to sell their tobacco even at the rate of Rs. 10 per candy and several of them had to become insolvents for having grown tobacco. If the Agricultural department had given sufficient marketing facilities and helped the people, such a loss would not have occurred.

"I do not know, Sir, why, when there is a separate Veterinary department, the Agricultural department should be kept in charge of breeding bulls, etc. In other Provinces such as the United Provinces, etc., the Veterinary department is in charge of these breeding bulls. I have got a report of the United Provinces Government in this respect, and if the Hon. the Minister wants, I shall give him a copy. I do not want to waste the time of the House by reading extracts from it. I request the Hon. the Minister to see that these bulls are entrusted to the Veterinary department and that the Agricultural department is relieved of these duties.

"As regards demonstrators, we are at present having a very small number and they are not doing full justice to their duties. Each demonstrator is given one or two taluks and it is not possible for him to explain the utility of the department to the villagers. I therefore request the Hon. the Minister to increase the number of demonstrators, and also the number of demonstration plots.

"The Agricultural department was maintaining a breeding station near Kavali, and after having spent a large sum of money over it, they auctioned it—I think it was at Chintaldevi. They sold away all the animals in the livestock section. There is a lanka land near the Kistna river, which is very suitable for a breeding station. If there is a station there, it will be beneficial both to the Kistna and the Guntur districts. There is no use of having a station in a place like the Ceded districts which are not fertile. In the Bellary district, there is already one such station. I request the Government to shift that station to the lanka. I think this matter has already been brought to the notice of the Director of Agriculture by the Deputy Director of the Guntur circle. The animals also will enjoy greater comfort if they are kept in a place like the lanka where they can command excellent water facilities, etc. I hope the Government will consider this question sympathetically."

Rao Sahib V. I. MUNISWAMI PILLAI:—"Mr. President, Sir, if I rise on this occasion, it is not with a view to make any adverse remarks on the working of the Agricultural department, but with a view to bring to the notice of the Hon. the Minister a few points which touch my district of Nilgiris. To some of the interpellations put regarding the utility of the fruit gardens and the seed farms, the Hon. the Minister replied that a heavy cost was incurred on their maintenance. Sir, at present there are two fruit gardens in the Nilgiris and they have been in existence for more than twenty years now. But if anybody asks whether they are in any way useful to the public, the answer will



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certainly not be in the affirmative. A large quantity of fruits is being consumed in the Madras Presidency, and these fruit gardens have not been able to meet the demand, with the result that thousands of rupees are spent on the import of fruits from foreign countries and from other Provinces. The Agricultural department should devise some ways and means for the ryots to produce cheap fruit crops for the benefit of the people of the Province. Madras City itself is consuming a lot of fruits, and the distance between Madras and the Nilgiris is not much. If only the Government will encourage the growing of more fruit crops, the ryots will be benefited to a great extent.

"I have already brought to the notice of the Government on several previous occasions that the seed farm is of no use to the public at all. As a matter of fact, several ryots can produce equally good if not better seeds than what are now produced in the seed farm. Potato plantations have grown to such an extent that nearly sixty per cent of the population of the Nilgiris around Ootacamund and Coonoor have taken up to this profession. It is high time that the Government should think of encouraging the ryots to produce their own seeds in a better way, rather than spend thousands of rupees on the maintenance of this seed farm. I have no grievance against the staff employed either at the fruit gardens or at the seed farm, but I only want the Government to see that the thousands of rupees which the Government are spending on them are of advantage to the public in general.

"Another point that I want to bring to the notice of the Minister is that a large quantity of foreign potatoes is being dumped into our Province which works detrimentally to the interests of the ryots who grow potatoes. I know that last year, every week nearly 4,000 bags of potatoes were being brought from Burma into Madras and other coastal towns. Unless there is any check to this importation, I am afraid, the potato-growers in the Nilgiris will have to meet a big loss. Due to the advent of chemical manure, large plots of land are being taken up for potato-growing. I do not think Government have any check over the contents of the fertilizers that are now being sold to the potato-growers. Some firms and syndicates have recently been started for supplying manure and fertilizers, and I think it is high time that the Government should do something to see the manure of a good quality is supplied to the people for the money paid.

"I hope, Sir, the Hon. the Minister will consider all suggestions that I have put forward."

The PATTAGAR OF PALAYAKOTTAI spoke in Tamil.

\* The Hon. Mr. P. T. RAJAN:—"My hon. Friend, Mr. Premayya, 4-45 p.m. complained about the lack of agricultural schools. As he himself pointed out the Government were maintaining two agricultural schools, one at Anakapalle and another at Taliparamba. These two schools had to be closed because they ceased to be popular. There are one or two schools maintained by the district boards—Ramanad and Madurai—and we do hope that they will not share the same fate, as the two

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schools maintained by the Government and if they become popular I believe other district boards will copy their example.

“ My Friend complained that agricultural subjects should be included in the curriculum of other schools. That suggestion cannot be carried out entirely by this department and should be done with the co-operation of the Education department. I do not know whether the mere inclusion of agricultural subjects in the elementary or middle schools without giving the students any practical training would be of any use. Anyhow, Sir, that is my opinion. Now that the suggestion has been placed before the Government, I would refer it to my Hon. Colleague in charge of Education and see what could be done in that direction. The Government are running an Agricultural College at Coimbatore where men are trained in the agricultural work and are awarded diplomas and degrees. Apart from that as an experimental measure a short course has been opened for the benefit of those who do not want a degree but who want training so that after their training they may be able to put to practical use what they have learnt at the college. The course is going through its first year and I hope it will prove to be popular and useful. If that is so, steps would be taken in different farms in the district to give practical demonstration.

“ My Friend referred to the bad condition of livestock in the Presidency. As he pointed out in a Province like Madras which is purely an agricultural Province, there is every necessity that we should have a good livestock. Unfortunately, it has not been possible to devote that attention and care in that direction. I hope when the finances of the Province improve, it may be possible to improve the livestock of this Presidency. My Friend suggested the importation of cattle from England and America. No doubt in the cattle farm at Hosur, they were experimenting cross-breeding system and I do not think the foreign cattle thrive so well as the local stock and so the livestock section is paying its attention to improve the quality of the local breeds.

“ My Friend referred to the miserable plight of ryots in that the ryots had assets only in the shape of grains and produce and were not able to meet even the current demands. The reason is that the agricultural people, instead of putting what they saved in the banks, invested their money on the purchase of lands. Now on account of the economic depression, the value of lands and prices of agricultural produce have gone down and consequently their income also has gone down. I believe that people hereafter will try to invest their money not on lands but in banks or business so that they may be sure of a regular income.”

Mr. K. KOTI REDDI:—“ In the Land Mortgage Bank? ”

The Hon. Mr. P. T. RAJAN:—“ Yes. The Land Mortgage Bank is one in which money can be invested.

“ My Friend, Mr. Premayya, said that machines should be given to these agricultural people to press gingelly and other seeds and that demonstration should be carried out as how best these seeds could be



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crushed. It may not be possible to give effect to this suggestion just now but when the time comes and when the Government have got funds to spare they will pay attention in this direction.

“Mr. P. V. Krishnayya Choudari said that in the delta they raised no crops except paddy and suggested the raising of alternative crops. The Agricultural department suggested that instead of paddy sugarcane may be grown. The difficulty seems to be not so much as the want of help that is given by the Agricultural department in regard to the crop but want of facilities for the marketing of the crops grown. I am afraid this is not a part of the normal work of the department to find marketing facilities. No doubt this department is trying to help the agriculturist in every possible direction but the question of marketing is not so simple as to be solved by one department alone. Government are trying to see that marketing facilities are provided.

“My friend complained about the lack of demonstration on wet lands in his district. That shows that no plot of land was available and that every available land in the area was under cultivation.”

Mr. P. V. KRISHNAYYA CHOUDARI:—“Why not buy some plot of land?”

The Hon. Mr. P. T. RAJAN:—“Demonstration is being carried on on plots of land belonging to the ryots.”

Mr. K. KOTI REDDI:—“They wanted farms.”

The Hon. Mr. P. T. RAJAN:—“It is not possible to have agricultural farms in every district. Whatever results arrived at in the Coimbatore College are transmitted to the people through demonstrations carried out on the lands of the ryots themselves. I think the increase of demonstrations is more likely to help the people to get better results than a mere increase in farms.”

Mr. K. KOTI REDDI:—“What are the existing farms meant for?”

The Hon. Mr. P. T. RAJAN:—“They are not to carry out this demonstration. Demonstrations are carried out by the demonstrators in the plots belonging to the ryots so that not only the ryots in whose village the land is situated but also the neighbouring ryots may benefit. My friend also suggested that there is not sufficient number of demonstrators to go round the districts. The original programme of the department was that each taluk should have a demonstrator. But that programme had to be given up on account of retrenchment. It is not possible as matters stand at present to have demonstrators for each taluk. Even in cases where there are demonstrators for each taluk, their activities are confined to two or three centres so that their work of demonstration may be centralized and the benefit thereof may accrue to the ryots.

“My friend talked about the condition of the tobacco industry in Guntur district. The Imperial Tobacco Company were giving all facilities in respect of tobacco growing. When they did so, probably the Agricultural department thought that they could use their time in other directions. The difficulty seems to be that ryots were getting

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good prices for tobacco and are now getting poor prices, for the reason that the trade is bad. Probably for want of competition amongst merchants and firms, the ryots cannot get better prices. I fear it is not within the province of the Agricultural department to control the prices."

Mr. P. V. KRISHNAYYA CHOUDARI:—"They can suggest some other markets where they can export tobacco."

The Hon. Mr. P. T. RAJAN:—"As I said before, it is not possible for one department alone to undertake marketing facilities. With the revival of normal conditions, it may be possible for the tobacco to reach its former level of prices."

"He was saying that the livestock of this Province should not be kept in the hands of the Agricultural department and that it should be handed over to the Veterinary department. I am afraid this is not the time to deal with the question. I shall do it at a latter debate, in connexion with the Demand for Veterinary Services. When I give out reasons, my friend will see . . ."

Mr. P. V. KRISHNAYYA CHOUDARI:—"Government may continue the present practice if they are convinced that it is working well. I only suggested a transfer as a proper thing."

The Hon. Mr. P. T. RAJAN:—"Livestock is now under the control of the Agricultural department. The question of transfer has however been raised and it is under the consideration of Government and I hope I shall have the help of hon. Members before the question is decided."

\* The Hon. the PRESIDENT:—"I may remind the Hon. Member that it is time for the Demand to be put."

The cut motion was, by leave, withdrawn.

The Demand was put and carried and the grant was made.

# 5 p.m. VI.—DEMANDS PASSED BY THE OPERATION OF THE GUILLOTINE.

As it was past 5 o'clock, the following outstanding Demands were put from the Chair and carried:—

|                                                               | RS.       |
|---------------------------------------------------------------|-----------|
| Demand XXII—Civil Veterinary Services—                        |           |
| Transferred . . . . .                                         | 8,59,700  |
| Demand XXIII—Co-operative Societies—                          |           |
| Transferred . . . . .                                         | 11,03,600 |
| Demand XXIV—Cinchona—Reserved . . . . .                       | 5,64,100  |
| Demand XXV—Industries—Transferred . . . . .                   | 11,25,300 |
| Demand XXVI—Fisheries—Transferred . . . . .                   | 5,59,900  |
| Demand XXVII—Miscellaneous Departments—Reserved . . . . .     | 9,69,700  |
| Demand XXVIII—Miscellaneous Departments—Transferred . . . . . | 11,68,000 |
| Demand XXIX—Civil Works—Reserved and Transferred . . . . .    | 45,70,600 |



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|                                                                                           | RS.       |
|-------------------------------------------------------------------------------------------|-----------|
| Demand XXX—Civil Works—Establishment and Tools and Plant—Transferred ...                  | 32,26,600 |
| Demand XXXI—Civil Works—Grants-in-aid—Transferred ... ..                                  | 61,25,600 |
| Demand XXXII—Famine Relief—Reserved.                                                      | 1,00,000  |
| Demand XXXIII—Pensions—Reserved ...                                                       | 68,83,500 |
| Demand XXXIV—Stationery and Printing—Reserved and Transferred ... ..                      | 17,84,400 |
| Demand XXXV—Miscellaneous—Reserved and Transferred ... ..                                 | 4,37,400  |
| Demand XXXVI—Agency Tracts—Reserved.                                                      | 21,25,900 |
| Demand XXXVII—Expenditure in England other than on Stores—Reserved and Transferred ... .. | 4,03,600  |
| Demand XXXVIII—Refunds of Revenue—Reserved and Transferred ... ..                         | 8,07,100  |
| Demand XXXIX—Loans and Advances ...                                                       | 55,13,700 |

## VII.—PROROGATION.

\* The Hon. the PRESIDENT:—"I have to communicate to the House the following message which I have received from His Excellency the Governor:—

'In pursuance of sub-section (2) of section 72-B of the Government of India Act, I, George Frederic Stanley, Governor of Madras, do hereby prorogue the session of the Madras Legislative Council at the conclusion of its business on the 24th March 1934'."

R. V. KRISHNA AYYAR,  
Secretary to the Legislative Council.

வாய்மையே வெல்லும்  
TRUTH ALONE TRIUMPHS

[24th March 1934]

## APPENDIX I.

[Vide answer to question No. 850 asked by Mr. K. A. Nachiyappa Gounder at the meeting of the Legislative Council held on the 24th March 1934, page 767 supra.]

(1)

*Statement showing the number of paid and unpaid House Surgeons and House Physicians working in the Government Hospitals in the Madras City and the rate of subsistence allowance paid to them.*

| Name of institution.                             | Number of House Surgeons and House Physicians working in the institution. |         |
|--------------------------------------------------|---------------------------------------------------------------------------|---------|
|                                                  | Paid.                                                                     | Unpaid. |
| General Hospital, Madras ... ..                  | 13                                                                        | 10      |
| Women and Children Hospital, Madras ... ..       | 4                                                                         | 5       |
| Ophthalmic Hospital, Madras ... ..               | 2                                                                         | 2       |
| Rayapuram Hospital, Madras ... ..                | 7                                                                         | ...     |
| Royapetta Hospital, Madras ... ..                | 3                                                                         | ...     |
| Mental Hospital, Madras ... ..                   | 1                                                                         | ...     |
| Tuberculosis Hospital, Madras ... ..             | 1                                                                         | ...     |
| Victoria Caste and Gosha Hospital, Madras ... .. | 3                                                                         | 6       |
| Total ... ..                                     | 34                                                                        | 23      |

*Rate of subsistence allowance.*

|                          | Prior to 1931-32. | Present rate. |
|--------------------------|-------------------|---------------|
|                          | RS.               | RS.           |
| Medical graduates ... .. | 50                | 30            |
| L.M.Ps. ... ..           | 30                | 20            |

(2)

Letter from the Surgeon-General with the Government of Madras, dated the 28th August 1933, Ref. No. 2285-1-Est.

[House Surgeons and House Physicians—Subsistence allowance—Increase of. *Reference.*—G.O. Ms. No. 1956, P.H., dated 14th October 1931.]

I have the honour to state that the Government have in Government Order quoted above sanctioned the proposal to reduce from Rs. 50 and Rs. 30 to Rs. 30 and Rs. 20 per mensem, respectively, the allowances paid to House Surgeons and House Physicians of the Assistant Surgeons and Sub-Assistant Surgeons class. These House Surgeons and House Physicians represent (vide copies of memorials herewith forwarded) that



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they are unable to live with the reduced allowance and request that the allowance should be restored to the original rates. It is pointed out that these House Surgeons and House Physicians spend practically their whole time in the hospitals and they should be well fed or they will break down. It appears therefore necessary that the allowance should be increased to Rs. 40 per mensem for the Assistant Surgeons and Rs. 30 per mensem for the Sub-Assistant Surgeons class. It is requested that the Government will be pleased to sanction the proposal to increase the allowances to Rs. 40 and Rs. 30 per mensem in connexion with the Part II Budget Estimate for 1934-35. The extra cost on account of the proposal will be Rs. 4,730 during 1934-35.

*Extra cost.*

|                                                                                                                       | RS.          |
|-----------------------------------------------------------------------------------------------------------------------|--------------|
| Thirty-four House Surgeons and House Physicians<br>(Assistant Surgeons class) Rs. 40 — Rs. 30 =<br>Rs. 10 × 34 × 11 = | 3,740        |
| Nine House Surgeons and House Physicians (Sub-<br>Assistant Surgeons class) Rs. 30 — 20 = Rs. 10 ×<br>9 × 11 =        | 990          |
| Total ...                                                                                                             | <u>4,730</u> |

ENCLOSURE

*Madras,*

From

M.R.Ry. \* \* \*

The Resident House Physician, Madras General Hospital  
through the Superintendent, Madras General Hospital,

To

The Surgeon-General with the Government of Madras,

Madras.

SIR,

I, the Resident House Physician, beg to bring the following to your kind notice. You are aware that the subsistence allowance granted to me was cut down from Rs. 50 to Rs. 30 as a measure of retrenchment. It is needless to say that I find it impossible to make both ends meet with this reduced allowance. But since I notice that the financial condition of the Province has improved resulting in surplus of 60 lakhs, I request that you be good enough to approach the Government to restore my allowance to the former scale.

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In this connexion, I may bring to your notice that whereas in the case of other Government servants only a 10 per cent cut is effected, ours has been cut down to practically half. May I also remind you of the promise extended to us some time back that in case the provincial finances improved our case will be favourably considered. I am sure that if you represent our case strongly to Government it will not be in vain.

Thanking you in anticipation.

I remain,

Sir,

Your obedient servant,

(3)

**Memorandum No. 34671-1-D 1, P.H., dated 12th October 1933.**

*Read*—the following paper:—

From the Surgeon-General, No. 2285-1-Est., dated 28th August 1933.

*Memorandum—No. 34671-D-1, P.H., dated 12th October 1933.*

The Surgeon-General is informed that his proposal for increasing the subsistence allowance paid to House Surgeons and House Physicians cannot be treated as a Part II Scheme for 1934-35 as it is a partial restoration of the retrenchment already ordered by the Government.

S. G. SENGODAIYAN,

*Deputy Secretary to Government.*

To the Surgeon-General.

வாய்மையே வெல்லும்  
TRUTH ALONE TRIUMPHS



24th March 1934]

## APPENDIX II.

[Vide answer to question No. 856 asked by Mr. Mahboob Ali Baig at the meeting of the Legislative Council held on the 24th March 1934, page 773 supra.]

*List of posts vacant in the cadre of District Judges and Sub-Judges.*

|                                              |     |     |     | Number of posts. | Date of vacancy.       |
|----------------------------------------------|-----|-----|-----|------------------|------------------------|
| District and Sessions Judge, First Grade ... | ... | ... | ... | 1                | 4th July 1932.         |
| Do. do. ...                                  | ... | ... | ... | 1                | 13th May 1933.         |
| Do. Second Grade ...                         | ... | ... | ... | 1                | 12th January 1933.     |
| Do. do. ...                                  | ... | ... | ... | 1                | 17th May 1933.         |
| Do. do. ...                                  | ... | ... | ... | 1                | 16th August 1933.      |
| Do. do. ...                                  | ... | ... | ... | 1                | 24th October 1933.     |
| Subordinate Judges, Selection Grade ...      | ... | ... | ... | 1                | 23rd December 1932.    |
| Do. do. ...                                  | ... | ... | ... | 1                | * 1st June 1933.       |
| Do. do. ...                                  | ... | ... | ... | 1                | * 27th September 1933. |
| Do. Ordinary Grade ...                       | ... | ... | ... | 1                | 16th January 1933.     |
| Do. do. ...                                  | ... | ... | ... | 1                | 19th February 1933.    |
| Do. do. ...                                  | ... | ... | ... | 1                | 23rd March 1933.       |
| Do. do. ...                                  | ... | ... | ... | 1                | 9th April 1933.        |
| Do. do. ...                                  | ... | ... | ... | 1                | 1st July 1933.         |
| Do. do. ...                                  | ... | ... | ... | 1                | 15th October 1933.     |
| Do. do. ...                                  | ... | ... | ... | 1                | 16th November 1933.    |
| Do. do. ...                                  | ... | ... | ... | 2                | 16th January 1934.     |
| Do. do. ...                                  | ... | ... | ... | 1                | 16th February 1934.    |

\* To be filled up in the Ordinary Grade.

## APPENDIX III.

[Vide answer to question No. 857 asked by B. Pocker Sahib Bahadur at the meeting of the Legislative Council held on the 24th March 1934, page 775 supra.]

**G.O. No. 136 W., dated the 12th January 1934.**

Under sub-section (2) of section 9 of the Indian Electricity Act, 1910 (as amended), the Government permit the assignment of the Calicut Electric Licence, 1927, to the West Coast Electric Supply Corporation, Ltd., Madras, subject to the following conditions:—

- (1) The assignees shall arrange to carry out before the 15th April 1934 extensions and improvements to the generating plant and distributing system to the satisfaction of the Chief Engineer for Electricity, and should be prepared to invest at once such

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amount over and above the purchase price as the Chief Engineer may consider necessary for this purpose as well as for the purpose of rectifying the existing defects and defaults completely;

- (2) the assignees shall as soon as possible and in any case before the 15th April 1934 liquidate all the debts incurred by the licensee in respect of the electric supply undertaking covered by the Calicut Electric Licence, 1927, and shall on or before that date satisfy the Government that they (the assignees) have placed the undertaking in a thoroughly satisfactory condition and are in a position fully and efficiently to discharge the duties and obligations imposed on them by the licence; and
- (3) irrespective of the authorized capital of the assignee company, the approval of Government in writing should be obtained before shares in excess of Rs. 5 lakhs are offered for subscription.

2. It is observed from Mr. T. N. Krishnaswami's second letter, dated 11th January 1934, that the rates for domestic supply will be reduced as early as possible. The assignee company should on completion of the purchase submit to Government an application for an amendment of the licence providing for these reduced maximum rates and also for reducing the maximum rates for other classes of load provided in the licence. In making this application, they should have due regard to the standard rates usually approved by the Government in similar licences granted after August 1932.

3. The attention of the assignees is also specifically drawn to clause (e) of the third annexure to the Calicut Electric Licence under which it is obligatory on them to take bulk supply from a cheaper hydro-electric source when it becomes available and they are informed that as soon as power from the Pykara or other Government Hydro-Electric Scheme becomes available in the area they will have to purchase all their power requirements in bulk from Government.

4. With reference to clause (9) of the agreement, dated the 2nd January 1934, between the licensee and the purchasers the attention of the assignees is drawn to the fact that the security deposits furnished by the consumers cannot be appropriated either by the present licensee or his assignees and the assignees are informed that the Government will hold them responsible for the amount.

5. Separate orders will issue in due course on the terms of the Managing Agency agreement between the assignee company and Messrs. Chadrie & Co., a copy of which has been received with Mr. T. N. Krishnaswami's first letter, dated 11th January 1934.



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## APPENDIX IV.

[Vide answer to question No. 866 asked by Mr. K. A. Nachiyappa Gounder at the meeting of the Legislative Council held on the 24th March 1934, page 783 supra.]

G.O. No. 692, L. & M., dated 9th February 1934.

READ—the following paper:—

G.O. No. 540, L. & M., dated 29th January 1934.

Order—No. 692, L. & M., dated 9th February 1934.

As the question of abolition of taluk boards is under consideration, the Government direct that until further orders no post either permanent or temporary under the control of any taluk or district board, which is already vacant or which may fall vacant, shall be filled and that no new posts shall be created, except with the special sanction of the Government.

(By order of the Government, Ministry of Local Self-Government)

E. CONRAN SMITH,  
Secretary to Government.

To all Presidents of Taluk Boards.  
,, all Presidents of District Boards.  
,, the Inspector of Municipal Councils and Local Boards.  
,, the Examiner of Local Fund Accounts.  
,, the Law (Education) Department.

[24th March 1934]

## APPENDIX V.

[Vide answer to question No. 873 asked by Mr. A. B. Shetty at the meeting of the Legislative Council held on the 24th March 1934, page 789 supra.]

37. *Miscellaneous Departments—1. Labour—Transferred—  
A. Depressed Classes—Education.*

| District.                    | 1. Pay of establishment—<br>Voted. |  | 2. Construction and repair of school buildings. |
|------------------------------|------------------------------------|--|-------------------------------------------------|
|                              | RS.                                |  | RS.                                             |
| East Godavari .. .. .        | 6,650                              |  | 1,220                                           |
| West Godavari .. .. .        | 17,050                             |  | 46                                              |
| Kistna .. .. .               | 14,600                             |  | 1,186                                           |
| Guntur .. .. .               | 600                                |  | ..                                              |
| Nellore .. .. .              | 31,797                             |  | 1,020                                           |
| North Arcot .. .. .          | 28,159                             |  | 800                                             |
| Chingleput .. .. .           | 43,648                             |  | 2,500                                           |
| South Arcot .. .. .          | 19,570                             |  | 2,000                                           |
| Tanjore .. .. .              | 49,201                             |  | 2,000                                           |
| Trichinopoly .. .. .         | 48,073                             |  | 200                                             |
| Salem .. .. .                | 626                                |  | ..                                              |
| Sundaracharlu Hostel .. .. . | 372                                |  | ..                                              |
| South Kanara .. .. .         | 18,996                             |  | 109                                             |
| Malabar .. .. .              | 22,700                             |  | ..                                              |
| Calicut Hostel .. .. .       | 594                                |  | ..                                              |
| Anantapur .. .. .            | 9,752                              |  | 500                                             |
| Bellary .. .. .              | 15,050                             |  | 600                                             |
| Masulipatam Hostel .. .. .   | 1,136                              |  | ..                                              |
| Masulipatam School .. .. .   | 6,982                              |  | 2,100                                           |
| Sugali School .. .. .        | 665                                |  | 10                                              |
| Hooker School .. .. .        | 355                                |  | ..                                              |
| Madras City .. .. .          | 8,533                              |  | 817 *                                           |
| Slater Hostel .. .. .        | 635                                |  | ..                                              |
| Paddison Hostel .. .. .      | 1,566                              |  | ..                                              |
|                              | <hr/>                              |  | <hr/>                                           |
|                              | 3,47,310                           |  | 15,108                                          |
| Less in rounding .. .. .     | 10                                 |  | 8                                               |
|                              | <hr/>                              |  | <hr/>                                           |
| Total .. .. .                | 3,47,300                           |  | 15,100                                          |

\* Includes provision for other districts.



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## 3. Allowances and Contingencies—Voted.

| District.                  | Allowances. | Rents. | Other charges. |
|----------------------------|-------------|--------|----------------|
|                            | RS.         | RS.    | RS.            |
| East Godavari .. .. .      |             | 65     | 275            |
| West Godavari .. .. .      | 15          | 583    | 620            |
| Kistna .. .. .             | 20          | 217    | 428            |
| Guntur .. .. .             |             | 42     | 22             |
| Nellore .. .. .            | 50          | 1,908  | 1,095          |
| Anantapur .. .. .          | 10          | 126    | 384            |
| Bellary .. .. .            | 40          | 782    | 620            |
| Chingleput .. .. .         | 60          | 60     | 1,490          |
| North Arcot .. .. .        | 60          | 171    | 930            |
| South Arcot .. .. .        | 20          | 785    | 835            |
| Tanjore .. .. .            | 46          | 2,447  | 2,030          |
| Trichinopoly .. .. .       | 40          | 1,790  | 1,670          |
| Madras City .. .. .        | 548         | 460    | 589            |
| South Kanara .. .. .       | 50          | 1,582  | 485            |
| Malabar .. .. .            | 50          | 1,310  | 260            |
| Salem .. .. .              |             | 60     | 23             |
| Masulipatam School .. .. . |             | 20     | 405            |
| Sugali School .. .. .      |             |        | 134            |
| Hooker School .. .. .      |             |        | 9              |
|                            | 1,009       | 12,408 | 12,304         |
| Less in rounding .. .. .   | — 9         | — 8    | — 4            |
| Total .. .. .              | 1,000       | 12,400 | 12,300         |

RS.

4. Scholarships and stipends—Controlled by the Labour Commissioner's office .. .. . 80,200
5. Scholarships and schooling charges controlled by the Labour Commissioner's office .. .. . 3,000

[24th March 1934]

|  |                                 |    |    |    | 5. Equip-<br>ment for<br>schools. | 7. Other<br>supplies—<br>Books and<br>periodi-<br>cals. |
|--|---------------------------------|----|----|----|-----------------------------------|---------------------------------------------------------|
|  |                                 |    |    |    | RS.                               | RS.                                                     |
|  | East Godavari                   | .. | .. | .. | 720                               | 35                                                      |
|  | West Godavari                   | .. | .. | .. | 375                               | 30                                                      |
|  | Kistna                          | .. | .. | .. | 830                               | ..                                                      |
|  | Guntur                          | .. | .. | .. | 350                               | 30                                                      |
|  | Nellore                         | .. | .. | .. | 665                               | ..                                                      |
|  | Anantapur                       | .. | .. | .. | 100                               | ..                                                      |
|  | Bellary                         | .. | .. | .. | 100                               | ..                                                      |
|  | Chingleput                      | .. | .. | .. | 1,320                             | 90                                                      |
|  | North Arcot                     | .. | .. | .. | 3,099                             | 91                                                      |
|  | South Arcot                     | .. | .. | .. | 650                               | 140                                                     |
|  | Tanjore                         | .. | .. | .. | ..                                | 855                                                     |
|  | Trichinopoly                    | .. | .. | .. | 1,080                             | 45                                                      |
|  | Salem                           | .. | .. | .. | 5                                 | ..                                                      |
|  | South Kanara                    | .. | .. | .. | 1,066                             | 45                                                      |
|  | Malabar                         | .. | .. | .. | 1,695                             | ..                                                      |
|  | Madras City and other districts | .. | .. | .. | 450                               | ..                                                      |
|  | Sugali school                   | .. | .. | .. | 90                                | ..                                                      |
|  | Hooker school                   | .. | .. | .. | 50                                | ..                                                      |
|  | Masulipatam school              | .. | .. | .. | 480                               | * 100                                                   |
|  |                                 |    |    |    | 13,125                            | 1,461                                                   |
|  | Add or deduct in rounding       | .. | .. | .. | — 25                              | + 39                                                    |
|  | Total                           | .. | .. | .. | 13,100                            | 1,500                                                   |

\* Includes prizes to pupils.

## 6. Maintenance of Hostels.

|                            | RS.    |
|----------------------------|--------|
| Paddison Hostel .. ..      | 11,392 |
| Slater Hostel .. ..        | 7,287  |
| Masulipatam Hostel .. ..   | 7,041  |
| Calicut Hostel .. ..       | 1,520  |
| Sundaracharlu Hostel .. .. | 2,760  |
| Total ..                   | 30,000 |

## 7. Other supplies and other charges.

|                                                                                            | RS.   |
|--------------------------------------------------------------------------------------------|-------|
| Clothing—Boys Sugali school ..                                                             | 188   |
| Ration charges—Sugali school ..                                                            | 1,642 |
| Allowance to Mr. Ramjee Rao ..                                                             | 1,785 |
| Exemption from examination<br>fees controlled by the Labour<br>Commissioner's office .. .. | 1,000 |
| Carpentry tools, etc., for Masuli-<br>patam school .. ..                                   | 550   |
| Formation of garden—Masuli-<br>patam school .. ..                                          | 120   |
| Scout charges — Masulipatam<br>school .. ..                                                | 150   |

Deduct in rounding

|          |       |
|----------|-------|
| 5,435    | — 35  |
| Total .. | 5,400 |



24th March 1934]

## 8. Grants-in-aid—Voted.

| Name of institution.                                                               | Amount.         |
|------------------------------------------------------------------------------------|-----------------|
|                                                                                    | RS.             |
| <b>Boarding—</b>                                                                   |                 |
| Moir Hostel, Chidambaram .. .. .                                                   | 3,982           |
| Boarding grants to Todas .. .. .                                                   | 864             |
| Badaga Hostel, Ootacamund .. .. .                                                  | 5,845           |
| Badaga Hostel, Hoobathalai .. .. .                                                 | 4,235           |
| Atmakur Boarding Home .. .. .                                                      | 1,586           |
| Boarding grants to Depressed Classes Mission, Mangalore... .. .                    | 4,076           |
| Fifty additional boarding grants .. .. .                                           | 4,800           |
| Madras Seva Sadan .. .. .                                                          | 1,500           |
| Gray Hostel (Girls) Chidambaram .. .. .                                            | 3,820           |
|                                                                                    | <hr/>           |
|                                                                                    | 30,708          |
| Less in rounding .. .. .                                                           | — 8             |
|                                                                                    | <hr/>           |
| <b>Total ..</b>                                                                    | <b>30,700 *</b> |
|                                                                                    | <hr/>           |
| Building grant for the Nandanar Kalvi Kazhagam, Chidambaram .. .. .                | 5,000           |
| <b>Other grants—</b>                                                               |                 |
| Grants to Depressed Classes Mission, Mangalore for Attavar, etc., schools .. .. .  | 46              |
| Grants to Depressed Classes Mission, Mangalore .. .. .                             | 1,000           |
| Olcott School, Adyar .. .. .                                                       | 1,057           |
| Depressed Classes Mission, Mangalore for Court Hill School—Electrification .. .. . | 100             |
| Krishnampet Gokulam, Madras .. .. .                                                | 176             |
|                                                                                    | <hr/>           |
|                                                                                    | 2,379           |
| Plus in rounding .. .. .                                                           | + 21            |
|                                                                                    | <hr/>           |
| <b>Total ...</b>                                                                   | <b>2,400 †</b>  |

\* Excludes Rs. 900 reserved for Nandanar Kalvi Kazhagam cyclone damage.

† Excludes Rs. 1,600 reserved for Nandanar Kalvi Kazhagam cyclone damage.

[24th March 1934]

|                               | 37. Miscellaneous Departments<br>—1. Labour—Transferred—<br>B. Depressed Classes—Public<br>Health—Construction and<br>Repair of Wells, etc. | 24. b. Administration of<br>Justice—Law Officers—Re-<br>served—C. Allowances and<br>Honoraria—Honoraria—Fees<br>to Government Pleaders. |
|-------------------------------|---------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------|
|                               | RS.                                                                                                                                         | RS.                                                                                                                                     |
| East Godavari .. .. .         | 12,000                                                                                                                                      | 79                                                                                                                                      |
| West Godavari .. .. .         | 19,500                                                                                                                                      | 495                                                                                                                                     |
| Kistna .. .. .                | 12,650                                                                                                                                      | 400                                                                                                                                     |
| Guntur .. .. .                | 22,800                                                                                                                                      | ..                                                                                                                                      |
| Nellore .. .. .               | 13,544                                                                                                                                      | ..                                                                                                                                      |
| Bellary .. .. .               | 26,000                                                                                                                                      | ..                                                                                                                                      |
| Anantapur .. .. .             | (a) 35,000                                                                                                                                  | ..                                                                                                                                      |
| Chingleput .. .. .            | 10,850                                                                                                                                      | ..                                                                                                                                      |
| South Arcot .. .. .           | 9,600                                                                                                                                       | ..                                                                                                                                      |
| North Arcot .. .. .           | 9,250                                                                                                                                       | ..                                                                                                                                      |
| Tanjore .. .. .               | 5,000                                                                                                                                       | 700                                                                                                                                     |
| Trichinopoly .. .. .          | 16,950                                                                                                                                      | 320                                                                                                                                     |
| South Kanara .. .. .          | 7,750                                                                                                                                       | ..                                                                                                                                      |
| Madras and other districts .. | 11,106                                                                                                                                      | ..                                                                                                                                      |
| Malabar .. .. .               | 8,000                                                                                                                                       | ..                                                                                                                                      |
| Salem .. .. .                 | 2,000                                                                                                                                       | ..                                                                                                                                      |
| Add in rounding .. .. .       | ..                                                                                                                                          | 6                                                                                                                                       |
| Total .. .. .                 | 2,22,000                                                                                                                                    | 2,000                                                                                                                                   |

(a) Since reduced to Rs. 32,000—vide Collector's letter L. Dis. No. 907/34, dated 14th February 1934.

|                                                                                                                                                                                                                                                                                 | RS.   |
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| 47. Miscellaneous—d. Transferred—Irrecoverable temporary loans and advances—Written off—Loans to depressed classes for the purchase of house-sites for the districts of East Godavari, West Godavari, Tanjore and Guntur controlled by the Labour Commissioner's office .. .. . | 6,000 |
| 47. Miscellaneous—Reserved—Irrecoverable temporary loans and advances—Written off—Miscellaneous—B. Reserved for criminal tribes settlements controlled by the Labour Commissioner's office .. .. .                                                                              | 1,600 |



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Loans and Advances by Provincial Governments—g. Miscellaneous Loans and Advances—A. Loans to Depressed Classes and Criminal Tribes Settlements:—

| District.              | Loans for the acquisition of house-sites for Adi-Dravidas. | Loans to co-operative societies for the acquisition of house-sites for Adi-Dravidas. | Advances to Kallars. | Loans to co-operative societies for the purchase of cattle, etc. |
|------------------------|------------------------------------------------------------|--------------------------------------------------------------------------------------|----------------------|------------------------------------------------------------------|
|                        | RS.                                                        | RS.                                                                                  | RS.                  | RS.                                                              |
| Kistna .. ..           | 3,296                                                      | ..                                                                                   | ..                   | ..                                                               |
| East Godavari .. ..    | 1,431                                                      | ..                                                                                   | ..                   | ..                                                               |
| Tanjore .. ..          | ..                                                         | 896                                                                                  | ..                   | ..                                                               |
| Trichinopoly .. ..     | ..                                                         | 1,148                                                                                | ..                   | ..                                                               |
| Madura, North .. ..    | ..                                                         | ..                                                                                   | 20,000               | ..                                                               |
| Madura, South .. ..    | ..                                                         | ..                                                                                   | 30,000               | ..                                                               |
| The Nilgiris .. ..     | ..                                                         | ..                                                                                   | ..                   | 400                                                              |
|                        | <hr/>                                                      | <hr/>                                                                                | <hr/>                | <hr/>                                                            |
|                        | 4,727                                                      | 2,044                                                                                | 50,000               | 400                                                              |
| Less in rounding .. .. | — 27                                                       | — 44                                                                                 | ..                   | ..                                                               |
|                        | <hr/>                                                      | <hr/>                                                                                | <hr/>                | <hr/>                                                            |
| Total .. ..            | 4,700                                                      | 2,000                                                                                | 50,000               | 400                                                              |

வாய்மையே வெல்லும்  
TRUTH ALONE TRIUMPHS

25th March 1954

1. *Notes and Advances by Provincial Governments - Miscellaneous Items*  
 2. *Notes and Advances - A - Notes on Provincial Government and Miscellaneous Items*  
 3. *Notes and Advances - B - Notes on Provincial Government and Miscellaneous Items*



— A —



# INDEX TO THE PROCEEDINGS OF THE : MADRAS LEGISLATIVE COUNCIL

## FOURTH SESSION OF THE FOURTH LEGISLATIVE COUNCIL

10th, 12th, 13th, 14th, 15th, 17th, 19th, 20th,  
21st, 22nd, 23rd and 24th March 1934.

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